

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

Ag Processing, Inc., a Cooperative,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>File No. HC-2010-0235</u></b>
	)	
KCP&L Greater Missouri Operations	)	
Company,	)	
	)	
Respondent.	)	

**ORDER SCHEDULING PREHEARING CONFERENCE AND REQUIRING  
FILING OF PROCEDURAL SCHEDULE**

Issue Date: May 17, 2010

Effective Date: May 17, 2010

On January 28, 2010, Ag Processing, Inc., a Cooperative ("AGP"), filed a Complaint against KCP&L Greater Missouri Operations Company, f/k/a Aquila, Inc., d/b/a Aquila Networks-L&P ("GMO"). The complaint consists of two counts related to the two annual rate adjustment periods for the Quarterly Cost Adjustment (QCA) mechanism for steam fuel costs. These two rate adjustment periods are for calendar years 2006 and 2007 and correspond to Commission File Nos. HR-2007-0028 and HR-2007-0399.

GMO filed its Motion to Dismiss, Answer, and Affirmative Defenses on March 15, 2010, in which it denied many of AGP's allegations and requested that the Commission dismiss the Complaint with prejudice. AGP filed its response to the motion to dismiss on March 25, 2010, to which GMO replied on April 5, 2010. The Commission intends to rule on the motions prior to a prehearing conference; however, to ensure this matter's prompt resolution, a prehearing conference will be set.

At the prehearing conference, the parties or their representatives should be prepared to discuss the nature of any discovery each will conduct and the interval necessary for its completion; the number of witnesses each expects to call at hearing; the number and nature of any exhibits each expects to offer at hearing; and the anticipated length of the hearing. The parties or their representatives should also be prepared to discuss the current status of any settlement negotiations. It is expected that the prehearing conference will provide an opportunity for the parties to further pursue settlement discussions.

The parties shall jointly file a proposed procedural schedule as directed below. The proposed procedural schedule shall establish dates for the filing of a list of the issues to be determined by the Commission and statements by the parties of their position on each such issue. The proposed procedural schedule shall also include a date for the filing of a list of the witnesses to be called on each day of hearing, the order in which they shall appear and the order of cross-examination agreed upon by the parties. The proposed procedural schedule shall also propose dates for the hearing of this matter.

**THE COMMISSION ORDERS THAT:**

1. A prehearing conference shall be held on June 21, 2010, beginning at 10:00 a.m., at the Commission's offices in the Governor Office Building, 200 Madison Street, Room 305, Jefferson City, Missouri. The Governor Office Building is a facility that meets the accessibility requirements of the Americans with Disabilities Act. Any person who needs additional accommodations to participate in the prehearing conference is requested to call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the prehearing conference.

2. The parties shall jointly prepare and file a proposed procedural schedule no later than June 30, 2010.

3. This order shall become effective upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name.

Steven C. Reed  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 17th day of May, 2010.