

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

In the Matter of Kansas City Power & Light            )  
Company’s Request for Authority to Implement        )        Case No. ER-2014-0370  
A General Rate Increase for Electric Service        )

**RESPONSE IN OPPOSITION TO APPLICATION TO INTERVENE**

COMES NOW Kansas City Power & Light Company (“KCP&L” or “Company”) and for its *Response in Opposition to Application to Intervene* respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. Consumers Council of Missouri (“CCM”) filed its *Application to Intervene* on November 8, 2014, alleging as grounds therefore that CCM “. . . has been an active party to previous KCPL rate cases. Consumers Council’s interest in this matter relates to the proposed rates, terms and conditions of service for KCPL’s residential electric customers. This interest is different than the general public interest.”

2. Commission rule 4 CSR 240-2.075 governs intervention. Subsection (2)(E) of that rule requires “a statement of the proposed intervenor’s . . . interest in the case and reasons for seeking intervention . . .”. Additionally, 4 CSR 240-2.075(3) provides that the Commission *may* grant intervention if:

- (A) The proposed intervenor . . . has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or
- (B) Granting the proposed intervention would serve the public interest.

3. It is clear, therefore, that intervention is not a matter of right, but rather may be granted by the Commission upon appropriate showings by the proposed intervenor.

4. In this instance, CCM has not made the requisite showings. Aside from conclusory statements of a very general nature, nowhere in its *Application to Intervene* does

CCM state either A) what interest CCM has in this case, how that interest differs from that of the general public and how that interest might be adversely affected by a final Commission order arising from this case, or B) how granting CCM intervention would serve the public interest. Absent such showings by CCM, there is no basis for the Commission to grant intervention to CCM.

5. Additionally, in its *Application to Intervene* CCM does not include either a list of CCM's members or a statement that CCM is an incorporated association. The provisions of 4 CSR 240-20.2.075(2)(D) require applicant associations, other than incorporated associations, to include a list of all members of the association in intervention applications. CCM's *Application to Intervene* is deficient in this respect also and should therefore be denied.

WHEREFORE, KCP&L respectfully requests that the Commission deny CCM's *Application to Intervene*.

Respectfully submitted,

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**Attorneys for Kansas City Power & Light  
Company**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document was served upon all counsel of record on this 17<sup>th</sup> day of November 2014, by either e-mail or U.S. Mail, postage prepaid.

*/s/ Robert J. Hack*

Robert J. Hack