

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

In the Matter of the Application of Kansas City)
Power & Light Company for Waiver or Variance)
of Certain Provisions of the Report and Order) Case No. EE-2008-0238
in Case No. ER-2007-0291.)

APPLICATION TO INTERVENE OF MISSOURI GAS ENERGY

COMES NOW Missouri Gas Energy (“MGE”), an operating division of Southern Union Company (“Southern Union”), by counsel, pursuant to 4 CSR 240-2.075, and for its application to intervene in the above-captioned proceeding, respectfully states as follows to the Missouri Public Service Commission (the “Commission”):

1. MGE is a division of Southern Union Company which is duly incorporated under the laws of the State of Delaware and conducts business in Missouri under the fictitious name of Missouri Gas Energy. A copy of a certificate from the Missouri Secretary of State that Southern Union Company is authorized to do business in Missouri as a foreign corporation was submitted in Case No. GM-2003-0238, and is incorporated herein by reference. A copy of a certificate from the Missouri Secretary of State that Missouri Gas Energy is a registered fictitious name of Southern Union Company was submitted in Case No. GM-2003-0238, and is incorporated herein by reference.

2. MGE currently conducts business as a “gas corporation” and provides natural gas service to approximately 500,000 customers in the Missouri counties of Andrew, Barry, Barton, Bates, Buchanan, Carroll, Cass, Cedar, Christian, Clay, Clinton, Dade, Dekalb, Greene, Henry, Howard, Jackson, Jasper, Johnson, Lafayette, Lawrence, McDonald, Moniteau, Pettis, Platte, Ray, Saline, Stone, and Vernon, subject to the jurisdiction of the Missouri Public Service Commission as provided by law.

3. MGE's principal office and place of business is located at 3420 Broadway, Kansas City, Missouri, 64111.

4. Other than cases that have been docketed at the Commission, MGE has no pending action or final unsatisfied judgments against it from any state or federal agency or court within the past three years that involve customer service. MGE has no annual report or assessment fees that are overdue.

5. Communications relating to this application and proceeding should be directed to the undersigned counsel.

6. On January 23, 2008, Kansas City Power & Light Company ("KCPL") filed with the Commission an application for waiver or variance from certain provisions of the Report and Order issued in KCPL's last rate case, ER-2007-0291, with regard to KCPL's customers and KCPL's general service all-electric tariffs and separately-metered space heating rates.

7. By the Commission's Order and Notice issued January 24, 2008, the Commission established an intervention deadline of February 13, 2008.

8. MGE should be allowed to intervene in this proceeding, because MGE has an interest that is different from that of the "general public" which may be adversely affected by a final order in this case and/or because granting intervention to MGE would serve the public interest. As a provider of natural gas service in a territory which substantially overlaps the territory in which KCPL provides electric service, MGE competes with KCPL for business opportunities. MGE was made a party to Case No. ER-2007-0291 and was primarily interested in the rates and tariff provisions which were determined to be just and reasonable in said case but which are now at issue herein.

9. Generally speaking, MGE is opposed to the Commission allowing KCPL to continue providing service under rates which are discriminatory. That being said, MGE has not

yet had an opportunity to review KCPL's filing in detail, particularly since much of the relevant information is deemed highly confidential. Consequently, MGE cannot yet state precisely what its position is in this proceeding. Upon further review of KCPL's filing, updates, and discovery responses, MGE will be able to state its position in this matter. A detailed statement of position and identification of issues with respect to KCPL's application may be submitted by MGE in accordance with the procedural schedule.

WHEREFORE, for the reasons stated herein, MGE respectfully requests that the Commission issue an order permitting it to intervene in this case with full rights as a party hereto.

Respectfully submitted,

_____/s/ Diana C. Carter
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ATTORNEYS FOR MISSOURI GAS ENERGY

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was hand-delivered, mailed by U.S. mail, or electronically transmitted on this 12th day of February, 2008, to all parties of record.

_____/s/ Diana C. Carter