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May 25, 2000

Mr. Dale H. Roberts
Secretary/Chief Regulatory Law Judge
Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

FILED³
MAY 25 2000
Missouri Public
Service Commission

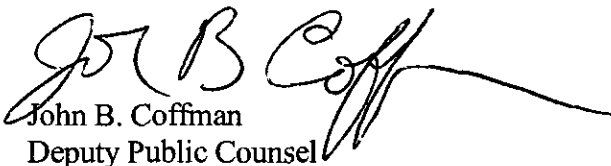
RE: Kansas City Power and Light Company
Case No. EM-2000-753

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case please find the original and eight copies of **Public Counsel's Motion to Reject Application as Deficient**. Please "file" stamp the extra enclosed copy and return it to this office.

Thank you for your attention to this matter.

Sincerely,


John B. Coffman
Deputy Public Counsel

JBC:jb

cc: Counsel of Record

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

FILED³
MAY 25 2000
Missouri Public
Service Commission

In the Matter of the Application of Kansas City)
Power & Light Company for an Order Authorizing)
the Transfer of Certain Electric Generation Assets)
Used to Provide Electric Service to Customers)
in Missouri and Other Relief Associated with)
Kansas City Power & Light Company's Plan to)
Restructure Itself into a Holding Company,)
Competitive Generation Company, Regulated)
Utility Company, and Unregulated Subsidiary.)

Case No. EM-2000-753

MOTION TO REJECT APPLICATION AS DEFICIENT

COMES NOW, the Office of the Public Counsel (Public Counsel) and moves the Public Service Commission (Commission) to reject Kansas City Power and Light Company's (Company) Application initiating this case as deficient in that it does not comply with the Commission's rule 4 CSR 240-2.060. In support hereof, Public Counsel states:

1. On May 15, 2000, Company filed an Application make the unique request that the Commission grant Company authority to restructure itself into a holding company, a competitive generation company, a regulated utility company, and an unregulated subsidiary. In support of its Application, Company cites several statutes and the following subsections of the Commission's rule regarding applications - 4 CSR 240-2.060(1), (4), (7), (8), (9), (11), (12) and (15). Company's Application lacks various requirements that this rule requires in the cited subsections, including "a copy of the contract or agreement of sale" pursuant to 4 CSR 240-2.060(7)(B), "a copy of the proposed plan and agreement of corporate merger and consolidation" pursuant to 4 CSR 240-2.060(8)(A), and the balance sheets and income statements required pursuant to 4 CSR 240-2.060(8)(C).

2. With regard certain required items, Company claims only that they will "late-filed." See Application, paragraphs 15 and 16.

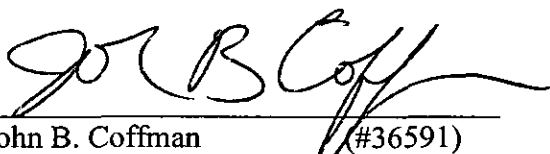
3. Company also requests a waiver of the filing requirements of 4 CSR 240-2.060(4)(A)-(E) and 4 CSR 240-2.060(15). Public Counsel opposes these waiver requests.

4. Public Counsel is interested in assisting the Commission in understanding whether the proposed reorganization and restructuring is legal under current statutes and rules; however, it is difficult to determine such legal issues without a specific proposal being set forth in the Application. The parties should simply have a concrete Company proposal to which they can respond. The suggested "workshops" and "technical conferences" would not be productive without Company proposals set forth that contain the required specificity.

WHEREFORE, Public Counsel respectfully requests that this Commission reject KCPL's Application as deficient under 4 CSR 240-2.060 and deny its request for waivers or in the alternative, order KCPL to cure all such deficiencies.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

By:  (#36591)

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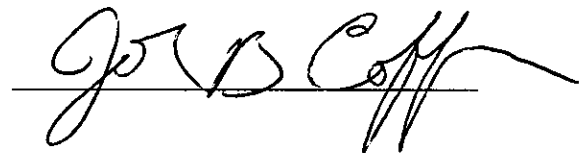
CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to the following this 25th day of May, 2000:

James F. Fischer
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A handwritten signature in black ink, appearing to read "J. B. Coffey", is written over a horizontal line.