

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

In the Matter of the Application of Kansas City	)	
Power & Light Company for Approval to Make	)	
Certain Changes in its Charges for Electric	)	Case No. ER-2007-0291
Service to Implement its Regulatory Plan.	)	

**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. Southern Union is a Delaware corporation and conducts business in Missouri through its MGE operating division. Through MGE, Southern Union is a “gas corporation” and “public utility” as those terms are defined in RSMo. §386.020, and, as such, is subject to jurisdiction of the Commission as provided by law.

2. MGE’s principal Missouri office is located at 3420 Broadway, Kansas City, Missouri, 64111.

3. A complaint was filed with the Commission by Tony Walker, Case No. GC-2007-0162, and said complaint is still pending. MGE has no other pending actions or final unsatisfied judgments or decisions against it in Missouri involving customer service or rates. MGE has no annual report or assessment fees that are overdue.

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

5. On February 1, 2007, Kansas City Power & Light Company (“KCPL”) submitted to the Commission proposed tariff sheets intended to implement a general rate increase for electrical service provided by KCPL in its Missouri service area.

6. By the Commission's Order and Notice issued February 6, 2007, the Commission established an intervention deadline of March 7, 2007.

7. 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 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. Consequently, MGE's interest in this proceeding relates primarily to issues in the areas of class cost-of-service, rate design, and rules of service. MGE's status as a Missouri public utility and MGE's direct specific interests in the subjects of this proceeding indicate that its intervention would serve the public interest.

8. In Commission Case No. EO-2005-0329, the Commission approved a stipulation and agreement regarding KCPL's experimental regulatory plan. In that case, KCPL agreed that the other signatories to the stipulation could intervene as a matter of right in this proceeding. Although MGE was not a signatory to the stipulation, MGE was a party to said case. MGE was also a party to KCPL's last rate case, Commission Case No. ER-2006-0314.

9. MGE has not yet had an opportunity to review KCPL's filing in detail and, as such, 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

Diana C. Carter                      MBE #50527  
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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 9<sup>th</sup> day of February, 2007, to all parties of record.

/s/ Diana C. Carter