

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)	ER-2007-0291
Certain Changes in its Charges for Electric Ser-)	
vice to Implement its Regulatory Plan)	
)	
)	

**APPLICATION TO INTERVENE BY PERSHING ROAD DEVELOPMENT
COMPANY, LLC**

COMES NOW PERSHING ROAD DEVELOPMENT COMPANY, LLC

("PRDC") pursuant to 4 C.S.R. 240-2.075 and applies to intervene herein and become a party hereto for all purposes in respect to the submission of a \$45 million rate increase request by Kansas City Power & Light Company ("KCPL") on February 1, 2007. In support, PRDC respectfully states:

1. PRDC is a large commercial electric customer of KCPL. It commenced being served by KCPL in January 2007 and estimates an annual usage of approximately 25 million kWh a year. Due to fact that its major tenant utilizes a significant number of temporary employees during the winter months operating two shifts a day and will operate with only one shift a day with a much reduced work force during the summer months, much of the electrical power which will be taken by PRDC will occur in KCPL's off-peak periods.

2. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

Jeremiah D. Finnegan, Esq.
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3. On February 1, 2007, KCPL filed proposed tariffs reflecting an annual increase of \$45 million or 8.3%. Initial investigation and review of these proposed tariffs and the accompanying materials indicates that they have not been shown to be just and reasonable and may be unjust, unreasonable, and unduly discriminatory.

4. The Missouri Public Service Commission issued an Order on February 6, 2007 setting an intervention deadline of February 26, 2007, scheduling hearings, and an early prehearing conference. This application is timely under that Order.

5. PRDC is interested in this proceeding and in its impact on ratepayers generally and upon PRDC specifically. PRDC operates in a highly competitive commercial environment and increases to electric power costs have a decided effect upon PRDC's competitive position in its market. PRDC's interest is direct, immediate, unique, different from that of the general public, and will not or cannot adequately be represented by any other party. Therefore, it will aid the Commission and protect and advance the public interest that

^{1/} Mr. Woodsmall's address is: David L. Woodsmall, Finnegan, Conrad & Peterson, LC, 428 E. Capitol Street, Suite 300, Jefferson City, MO 55101.

PRDC be permitted to intervene in this proceeding to protect its interest which no other party is in a position properly to protect and adequately represent.

6. For purposes of 4 C.S.R. 240-2.075(2), PRDC states that it opposes the discriminatory and non-cost-based pricing of electricity and related utility services. A utility's generating fleet should be designed to provide the lowest cost power supplies both now and in the future for all its customers consistent with reliability of supply. PRDC does not wish to be subsidized by other rate payers nor subsidize other rate payers.

7. PRDC is vitally interested in issues that are or may be raised by or developed as a result of the investigation of KCPL's filing for an increase in its rates and revenues, including, without limitation, (1) the revenues which will or may be realized under such rates and the increase over revenues resulting from rates in effect before the current filing; (2) the amount and prudence of expenses and purported matching revenues to be charged to the appropriate test period; and (3) the design and structure of rates needed to raise revenues sufficient to meet a proper cost of service for KCPL.

8. PRDC will be bound or adversely affected by any Commission order in this proceeding. Because of the structure of the rate schedules under which KCPL sells electricity to PRDC, and because of PRDC's size, consistency of electricity usage and significant off-peak usage in both the summer and winter months, PRDC is in the special position of representing its own interest that is direct, immediate, different from that of the general public, and that cannot adequately be represented by any other party. Therefore, it

will aid the Commission and serve and protect the public interest that PRDC be permitted to intervene in this proceeding to protect its interests.

9. For purposes of 4 C.S.R. 240-2.075(2), PRDC states that it opposes the discriminatory and excessive pricing of public utility services, including those provided by KCPL and therefore opposes the relief sought by KCPL in this proceeding.

WHEREFORE, PRDC prays: (a) that it be permitted to intervene herein and be made a party hereto with all rights to have notice of and participate in hearings to present evidence, cross-examine witnesses, file briefs and participate in argument, should any be had; and (b) for all other needful and proper relief appropriate in the premises.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.

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ATTORNEYS FOR PERSHING ROAD DEVELOPMENT COMPANY, LLC ("PRDC")

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by electronic means, by United States Mail, First Class postage prepaid, or by hand delivery to KCPL,

OPC and all other known parties in interest upon their respective representatives or attorneys of record.

Jeremiah D. Finnegan

Dated: February 26, 2007