

**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)	<u>Case No. ER-2007-0291</u>
Certain Changes in its Charges for Electric)	
Service to Implement its Regulatory Plan)	

MOTION FOR LEAVE TO LATE FILE TRUE-UP BRIEF

COMES NOW the Office of the Public Counsel and for its Motion for Leave to Late File True-up Brief states as follow:

1. At the conclusion of the true-up hearing, the Commission extended the deadline for Reply Briefs and True-up Briefs to November 16, 2007. In an order issued on April 5, 2007, the Commission waived the provisions of Commission Rule 4 CSR 240-2.045(2), and so filings made at any time before midnight on the due date would be timely filed.

2. Public Counsel timely filed its Reply Brief in this matter shortly at approximately 11:30 p.m. on November 16. Although the undersigned endeavored to file the True-up Brief shortly thereafter, the final formatting and proofreading took somewhat longer than anticipated. As a result, the True-up Brief was filed at approximately 12:30 a.m. on November 17 (although the Commission's Electronic Filing and Information System automatically time-stamped it as filed at 8:00 a.m. on November 19).

3. Public Counsel believes that the filing of the True-up brief approximately a half hour after the deadline will cause no harm to any party nor to the Commission.

WHEREFORE, Public Counsel respectfully requests that the Commission grant leave to late file Public Counsel's True-up Brief.

Respectfully submitted,

OFFICE OF THE Public Counsel

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to all parties this 17th day of November 2007.

By: _____