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A P P E A R A N C E S

STEVEN DOTTHEIM, General Counsel  
P.O. Box 360  
Jefferson City, Missouri 65102  
(573) 751-7489

FOR: Staff of the Public Service  
Commission

JOHN COFFMAN, General Counsel  
P.O. Box 2230  
Jefferson City, Missouri 65102  
(573) 751-5565

FOR: Office of the Public Counsel and  
the Public

PAUL M. LING, Attorney at Law  
1201 Walnut, 20th Floor  
Kansas City, Missouri 64106  
(816) 556-2899

FOR: Kansas City Power & Light

EDWARD K. MOSES, SR.  
PRO SE  
P.O. Box 35681  
Kansas City, Missouri 64134  
(816) 763-5287

FOR: Complainant

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PROCEEDINGS

JUDGE JONES: This is Case No. EC-2003-0508, Edward K. Moses, Senior, Complainant, versus Kansas City Power and Light Company, Respondent. My name is Kennard Jones, I'm the presiding judge over this matter, and if all of you will introduce yourselves starting with Staff.

MR. DOTTHEIM: Steven Dottheim, Post Office Box 360, Jefferson City, Missouri, 65102, appearing on behalf of the Staff of the Missouri Public Service Commission.

MR. LING: Good morning, your Honor, Paul Ling, 1201 Walnut, Kansas City, Missouri, appearing on behalf of Respondent Kansas City Power and Light.

MR. MOSES: Good morning, sir, Edward K. Moses, Senior, PO Box 35681, Kansas City, Missouri, appearing for myself, the Complainant.

MR. COFFMAN: John B. Coffman, appearing on behalf of the Office of the Public Counsel, PO Box 2230, Jefferson City, Missouri, 65102.

JUDGE JONES: Thank you. The primary purpose of the prehearing conference is to bring the parties together to facilitate a possible settlement,

1 better understand the issues, and to satisfy the  
2 Commission that the parties have at least met in  
3 person once before hearing. In light of that, the  
4 parties will be afforded this room for as much time  
5 as they need to discuss this case.

6 Also, if you all find it necessary that  
7 this will have to proceed to a hearing, then we  
8 require that you all file a procedural schedule  
9 within 10 days from now, so that will be December  
10 14th, I believe. That will be something, Mr. Moses,  
11 that all of the parties will work together to bring  
12 together and for your benefit, I'll tell you the  
13 procedural schedule is an outline of how the process  
14 will go forward.

15 First, we will have this, the  
16 prehearing conference, which we're having now, and  
17 all of the testimony that's involved in the case is  
18 unlike circuit court where people come in and are  
19 sworn and testify. It's filed in written form prior  
20 to a hearing and those people who have filed written  
21 testimony then are cross-examined during the actual  
22 hearing.

23 MR. MOSES: Okay.

24 JUDGE JONES: And the procedural  
25 schedule sets forth the dates for that testimony to

1 be filed and for the hearing to be held. Also, I  
2 don't -- I can't recall if KCPL in their Answer  
3 requested that this be referred to mediation, did  
4 you?

5 MR. LING: Your Honor, we did not.

6 JUDGE JONES: Okay. Mr. Moses,  
7 mediation is an informal process where the parties  
8 can, through the University of Missouri-Columbia,  
9 come before a mediator to resolve the issues. It's a  
10 step up from any discussions that you all might have  
11 here today. If -- now, using mediation as an option  
12 is, of course, your option. You can choose to do  
13 that or not. I don't know the reasons why you would  
14 or the reasons why you wouldn't, so that's something  
15 that you all can also talk about today after we're  
16 done here.

17 MR. MOSES: Okay.

18 JUDGE JONES: I'm going to ask you now,  
19 Mr. Moses, do you have any questions about anything  
20 about the process that's unclear to you or that  
21 you're concerned about?

22 MR. MOSES: No, you made it pretty  
23 clear.

24 JUDGE JONES: Okay. If you have  
25 questions, the attorneys that are here are familiar

1 with the Public Service Commission process, and I'm  
2 sure they'll be happy to discuss with you how things  
3 are run. Does anyone have any concerns or questions  
4 they'd like to bring up? Mr. Dottheim.

5 MR. DOTTHEIM: Not at this time.

6 JUDGE JONES: Okay. Mr. Coffman.

7 MR. COFFMAN: No, thank you.

8 JUDGE JONES: All right. Well, that  
9 then, we will conclude the prehearing conference and  
10 I'll give you all this room for the rest of the -- as  
11 long as you need, I should say, hopefully not the  
12 rest of the day to discuss this. Perhaps you all can  
13 reach a settlement of some sort without having to go  
14 to a hearing or without even having to go to  
15 mediation, which I do urge you all to consider a  
16 mediation at this point.

17 Now, even though I'm urging you to  
18 consider, I want you to understand that if you don't  
19 choose mediation, it won't be looked up on  
20 unfavorably. It's your option.

21 MR. MOSES: I guess I do have a  
22 question. Is there a cost for mediation? I just  
23 have gone through a divorce.

24 JUDGE JONES: Is there? I don't  
25 believe there is, is there?

1 MR. DOTTHEIM: I don't think there is.

2 JUDGE JONES: I don't think there is a  
3 cost for mediation.

4 MR. MOSES: All right.

5 JUDGE JONES: At this time, and in your  
6 case, it will probably be travel because it happens  
7 at the University of Missouri in Columbia, and I  
8 don't know if they have phone conferences or not. I  
9 doubt it, I would think the mediator would want  
10 people to be there face-to-face, but this is your  
11 opportunity now to better discuss these issues and  
12 understand them, and if anyone has questions while  
13 you all are here, I'm up on the 9th floor, you can  
14 either come up to see me or just call from down here,  
15 either way you choose to contact me if it's  
16 necessary, you can do that. Does anyone else have  
17 any concerns they'd like to be addressed?

18 Okay. Hearing none, then, we'll go  
19 off-the-record. Thank you.

20 WHEREUPON, the recorded portion of the  
21 prehearing conference was concluded.

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