

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

In the Matter of the Joint Application of           )  
Great Plains Energy Incorporated, Kansas       )  
City Power & Light Company, and KCP&L       ) Case No. EE-2017-0113  
Greater Missouri Operations Company for       )  
a Variance from the Commission's Affiliate     )  
Transaction Rule, 4 CSR 240-20.015            )

**OPPOSITION OF JOINT APPLICANTS TO  
SIERRA CLUB'S APPLICATION TO INTERVENE**

Great Plains Energy Incorporated ("GPE"), Kansas City Power & Light Company ("KCP&L"), and KCP&L Greater Missouri Operations Company ("GMO") (collectively, "Joint Applicants") state the following in opposition to the Application to Intervene of Sierra Club ("Sierra Club"):

1. Sierra Club's Application to Intervene fails to set forth facts required by Rule 4 CSR 240-2.075 ("Intervention Rule") that would allow the Commission to grant its request.
2. Sierra Club has failed to state facts demonstrating that it "has an interest which is different from that of the general public and which may be adversely affected by a final order" in this proceeding. Such facts are required by Subsection (3)(A) of the Intervention Rule. Sierra Club's unverified application presents no facts indicating what specific interest Sierra Club may have in this particular proceeding which is different from that of the general public.
3. The Joint Applicants recognize that Sierra Club and its members are interested in environmental protection and the "investments in efficiency and renewable energy" made by the Joint Applicants. See Sierra Club Intervention Application, ¶¶ 2, 4. However, the Application filed by the Joint Applicants does not seek to modify any of the commitments that KCP&L and GMO have made regarding these issues, or to change any of the rates, terms or conditions of

service under which they operate. Consequently, there is no basis for the Commission to conclude that Sierra Club's interest is any different from that of the general public.

4. Secondly, Sierra Club has failed to demonstrate under Subsection (3)(A) of the Intervention Rule that it has any interest "which may be adversely affected by a final order arising from the case." The Stipulation and Agreement ("Stipulation") agreed to by the Joint Applicants and the Staff of the Commission ("Staff") proposes to resolve issues raised by the Joint Application which seeks a limited variance from the Commission's Affiliate Transactions Rule. Given that nothing proposed in the request of the Joint Applicants or in the Stipulation agreed to by the Joint Applicants and Staff would cause a change to any rate, tariff or charge of KCP&L or GMO, or to modify any of their environmental commitments, Sierra Club's interests will not be adversely affected by a final order in this matter.

5. Finally, Subsection (3)(B) of the Intervention Rule states that intervention may also be granted by the Commission if it "would serve the public interest." Sierra Club presents no facts showing why its intervention would serve the public interest. Because Staff and the Office of the Public Counsel will be full participants in this proceeding, there is no reason for the Commission to grant Sierra Club intervention in this proceeding.

6. To the extent that the Sierra Club wishes to continue its involvement in efficiency and renewable energy issues, those matters, as well as other issues related to the rates charged to customers and the tariffs under which they take service will be decided in future general rate cases filed by KCP&L and GMO in which the Sierra Club would have an opportunity to intervene.

WHEREFORE, the Joint Applicants request that the Commission deny the Application to Intervene of the Sierra Club as it has failed to make the proper showing under 4 CSR 240-2.075(3).

/s/ Robert J. Hack

Robert J. Hack, MBN 36496  
Roger W. Steiner, MBN 39586  
Kansas City Power & Light Company  
1200 Main Street  
Kansas City, MO 64105  
Phone: (816) 556-2791  
rob.hack@kcpl.com  
roger.steiner@kcpl.com

Karl Zobrist, MBN 28325  
Joshua Harden, MBN 57941  
Dentons US LLP  
4520 Main Street, Suite 1100  
Kansas City, MO 64111  
Phone: (816) 460-2400  
Fax: (816) 531-7545  
karl.zobrist@dentons.com  
joshua.harden@dentons.com

James M. Fischer, MBN 27543  
Larry W. Dority, MBN 25617  
Fischer & Dority, P.C.  
101 Madison Street, Suite 400  
Jefferson City, MO 65101  
Phone: (573) 636-6758  
Fax: (573) 636-0383  
jffischerpc@aol.com

Attorneys for Great Plains Energy Incorporated,  
Kansas City Power & Light Company and KCP&L  
Greater Missouri Operations Company

**CERTIFICATE OF SERVICE (PARTIES)**

A copy of the foregoing was served upon the below named parties by email or U.S. mail, postage prepaid, this 28th day of October, 2016.

Kevin A. Thompson  
Chief Staff Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
kevin.thompson@psc.mo.gov

James Owen  
Timothy Opitz  
Office of the Public Counsel  
P.O. Box 2230  
Jefferson City, MO 65102  
James.owen@ded.mo.gov  
Timothy.opitz@ded.mo.gov

/s/ Karl Zobrist

Attorneys for Great Plains Energy Incorporated,  
Kansas City Power & Light Company, and KCP&L  
Greater Missouri Operations Company

**CERTIFICATE OF SERVICE  
(APPLICANTS FOR INTERVENTION)**

A copy of the foregoing was served upon the below named parties by email or U.S. mail, postage prepaid, this 28th day of October, 2016.

Michael E. Amash  
Blake & Uhlig, P.A.  
753 State Avenue, Suite 475  
Kansas City, KS 66101  
Attorneys for IBEW Locals 412, 1464, and  
1613

John B. Coffman  
John B. Coffman, LLC  
871 Tuxedo Blvd.  
St. Louis, MO 63119-2044  
john@johncoffman.net  
Attorney for Consumers Council of Missouri  
and Laborers' International Union of North  
America

Diane M. Vuylsteke  
Bryan Cave, LLC  
211 N. Broadway, Suite 3600  
St. Louis, MO 63102  
dmvuylsteke@bryancave.com

Edward F. Downey  
Bryan Cave, LLC  
221 Bolivar Street, Suite 101  
Jefferson City, MO 65101  
efdowney@bryancave.com  
Attorneys for Missouri Industrial Energy  
Customers

Andrew J. Linhares  
12100 Rodgers St., Suite B  
Columbia, MO 65201  
andrew@renewmo.org  
Attorney for Renew Missouri

Henry B. Robertson  
Great Rivers Environmental Law Center  
319 N. Fourth Street, Suite 800  
St. Louis, MO 63102  
hrobertson@greatriverslaw.org  
Attorney for Sierra Club

Dayla Bishop Schwartz  
City Counselor  
111 East Maple Street  
Independence, MO 64050  
dschwartz@indepmo.org  
Attorney for City of Independence

David L. Woodsmall  
308 E. High Street, Suite 204  
Jefferson City, MO 65101  
david.woodsmall@woodsmalllaw.com  
Attorney for the Midwest Energy Consumers  
Group

Andrew Zellers  
Brightergy, LLC  
1712 Main St., 6th Floor  
Kansas City, MO 64108  
Attorney for Brightergy, LLC

/s/ Karl Zobrist

Attorneys for Great Plains Energy Incorporated,  
Kansas City Power & Light Company, and KCP&L  
Greater Missouri Operations Company