

# Pursuant to 4 CSR-240-2.075(4)(A)

- Dias has an interest which is different from that of the general public
- Dias' rights are not protected by the Public Counsel
- Dias' business interest are not unlike that of Wal-Mart who has been granted the right to Intervene
- Dias' business interest are with the customers of KCPL which may be adversely affected by a final order arising from this rate case
- The (Commission) has jurisdiction and statutory authority to grant the relief requested

FILED

SEP 13 2006

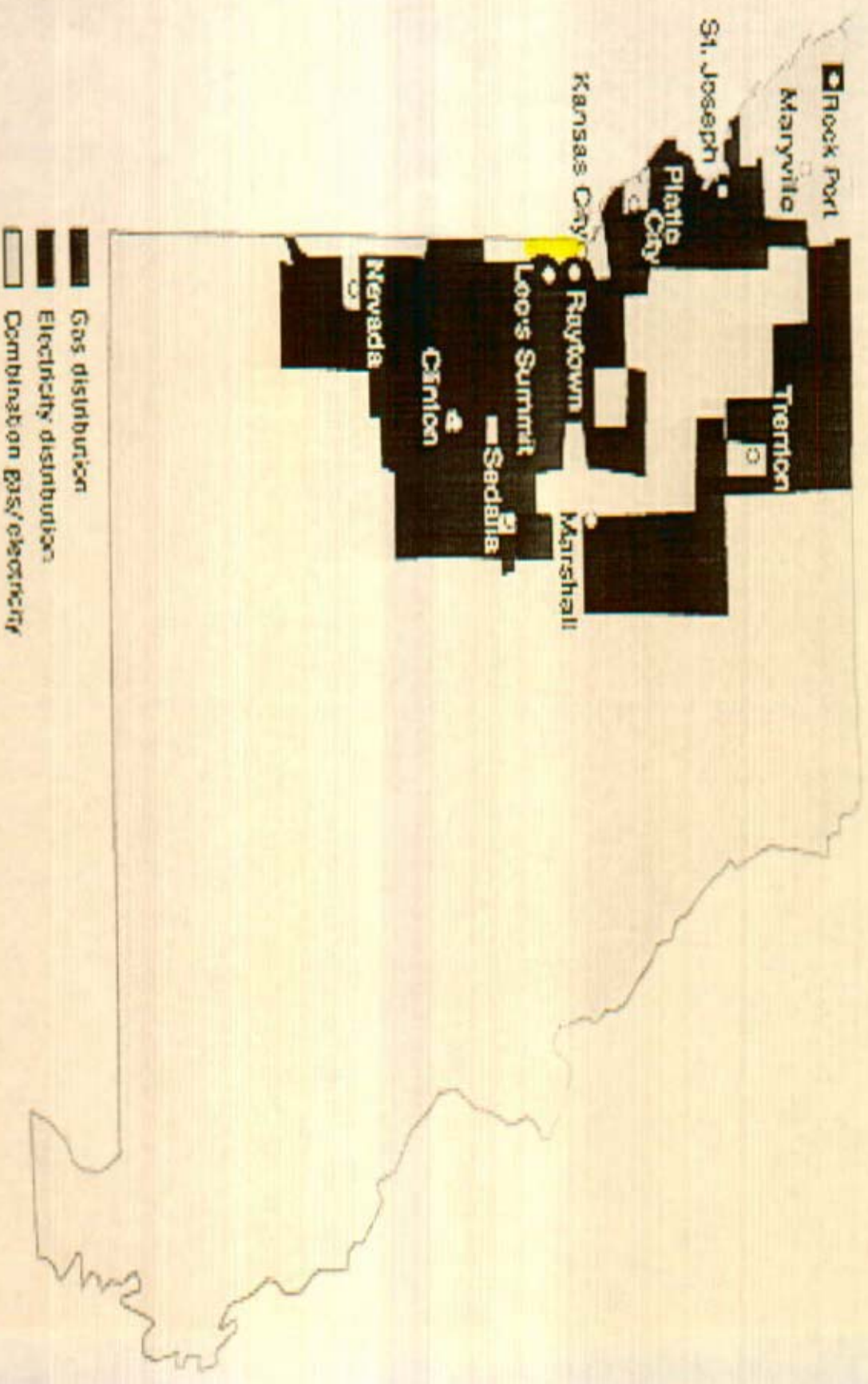
Missouri Public  
Service Commission

Kansas City Public  
Hearing  
DEPOSITION  
EXHIBIT  
1 8-24-06  
OK ER-2006-0314

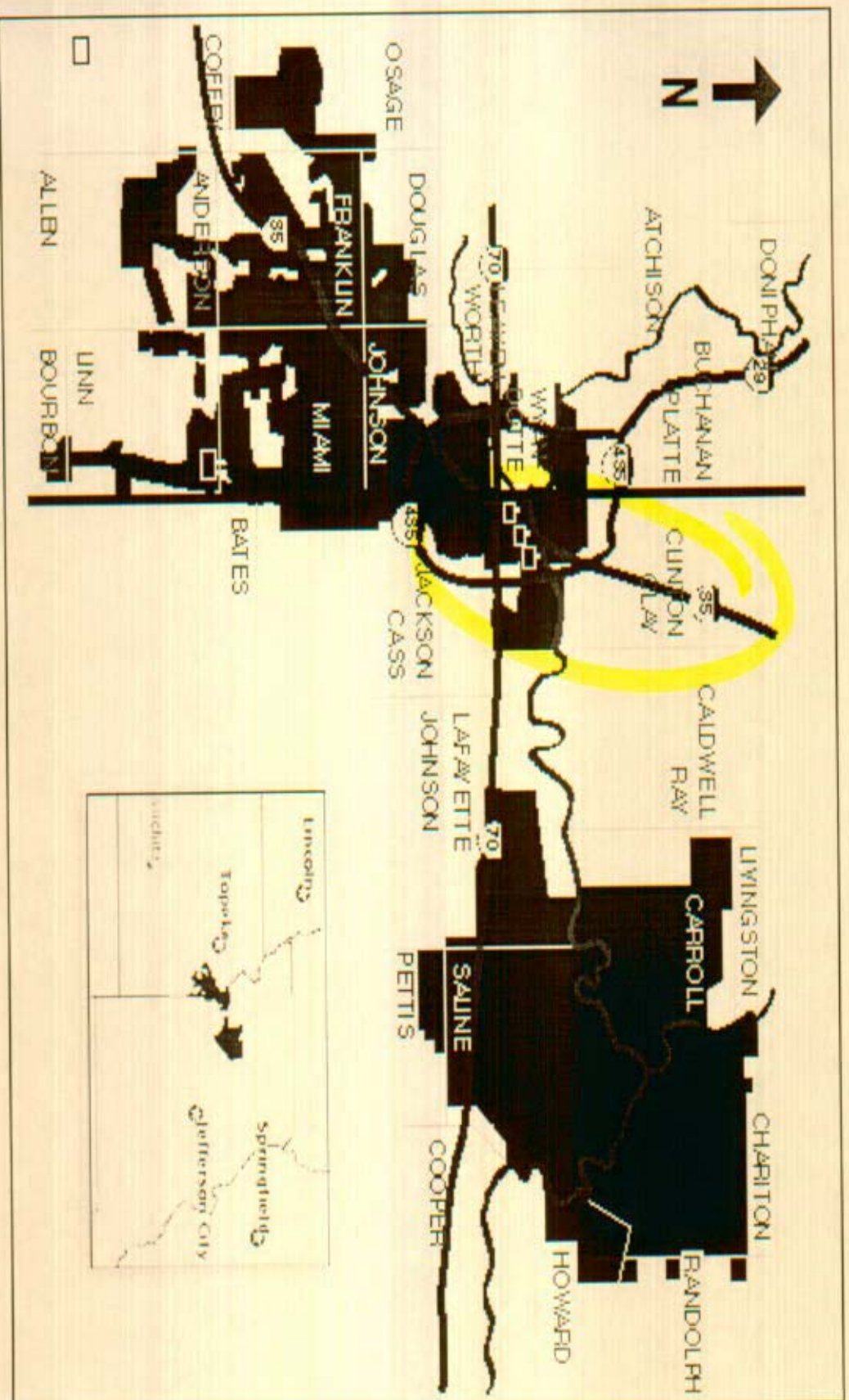
# Flawed Futuristic Model of Electrical Demand

- KCPL choose a zip code in Johnson County and one in Grandview
  - In the hearings mandated by the Commission, KCPL did conspire, scheme, connive, plot and made a conscience discussion that this information should be kept from the public; obviously concerned that press and public scrutiny might end up producing an adverse public reaction that could destroy the project (See Direct Testimony of Gary C. Price on behalf of DOE)
  - KCPL specifically proposed a “Low-Profile Strategy” designed to keep the details of the rate increase out of the public view
  - KCPL has requested an (11.5%) increase in its charges for electrical services to its Missouri Service Area based on current demand levels that have been projected into a futuristic model of electrical demand
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# Aquila Service Map



# KCPL Service Map



# DIRECT TESTIMONY OF GARY PRICE ON BEHALF OF D.O.E

- KCPL is requesting an 11.5% increase wanted over 20% to residential class
- KCPL plans to address the difference in future rate design cases (**Only if all rate classes are level**)
- KCPL states that an increase of more than 11.46% would add undue burden to customers
- KCPL will not address issues related to rate increase because they plan to help customers manage their energy bill (**HOW**)
- KCPL wants the (Commission) to approve the rate increase than they will address the burden on the customers (**It will never happen**)

# The Cover-up

- KCPL made a conscience discussion to keep the details from the press and public scrutiny
- KCPL was concerned that details of the rate increase could produce an adverse public reaction
- KCPL elected to removed the weatherization program as contemplated
- “Low-Profile Strategy” to meet with churches an other organizations then pull the weatherization program



# Request That All Rate Classes Be Moved To Level As Shown

Table 1  
DOE-NNSA Proposal To  
To Adjust Relative Rates of Returns  
Over KCPL's Over Four Rate Filings

Line No.	Description	KCPL's Current Rates (1)	Relative Rates of Return Floor			
			This Rate Filing	2nd Rate Filing	3rd Rate Filing	4th Rate Filing
	(a)	(b)	(c)	(d)	(e)	(f)
1	Residential	0.74	0.81	0.87	0.94	1.00
2	Small General Service	1.11	1.08	1.06	1.03	1.00
3	Medium General Service	1.40	1.30	1.20	1.10	1.00
4	Large General Service	1.21	1.16	1.11	1.05	1.00
5	Large Power	1.12	1.09	1.06	1.03	1.00
6	Street Light	0.39	0.54	0.70	0.85	1.00
7	Total	1.00	1.00	1.00	1.00	1.00

(1) From Schedule L/JL-1, Page 1 of 3, Line 0439.

# **CONCLUSION**

- This effort could reduce KCPL's futuristic model of electrical demand substantially by some estimates 3 to 5% which would reduce the futuristic need to purchase power by 3 to 5%.
- This effort will allow KCPL to cut its proposed rate increase to 7% or less. Pursuant to 4 CSR 240-2.075(4) Dias (the intervenor) has an interest which is different from that of the general public and who's rights are not protected by the Public Counsel who is already a party to this proceeding.
- The (Commission) should not grant the proposed rate increase as requested.
- Move all rate classes to level