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STATE OF MISSOURI

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PUBLIC SERVICE COMMISSION

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TRANSCRIPT OF PROCEEDINGS

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Early Prehearing Conference

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March 14, 2006
Jefferson City, Missouri
Volume 1

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In the Matter of the Application)
Of Kansas City Power & Light)
Company for Approval to Make)
Certain Changes in its Charges for)
Electric Service to Begin the)
Implementation of Its Regulatory)
Plan)
Respondent.)

Case No. ER-2006-0314

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STEVEN REED, Presiding
REGULATORY LAW JUDGE

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1 P R O C E E D I N G S

2 JUDGE REED: Let's go on the record
3 and get started. Good morning, everybody. My
4 name is Steve Reed. I'm sitting in this
5 morning for Judge Pridgin. I'm going to
6 preside over this portion of the case, at least
7 this prehearing conference.

8 On the phone, I have Curtis Blanc, who
9 represents Kansas City Power & Light.
10 Mr. Blanc, I know you can hear me. As we take
11 entries of appearance, you'll have to let me
12 know if you can hear the other parties. This
13 phone does not have a long cord, so I can't --
14 I can't move the phone out any farther.

15 MR. BLANC: Okay.

16 JUDGE REED: This case is in the
17 matter of the application of Kansas City Power
18 & Light Company for approval to make certain
19 changes in its charges for electric service to
20 begin the implementation of its regulatory
21 plan, Case No. ER-2006-0314.

22 This is the prehearing conference. We'll
23 take entries of appearance of all the parties.
24 Let's begin with you, Mr. Blanc.

25 MR. BLANC: My name is Curtis Blanc,

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1 B-l-a-n-c, representing Kansas City Power &
2 Light. My address is 1201 Walnut, Kansas City,
3 Missouri, 64106.

4 JUDGE REED: You folks out there, can
5 you hear Mr. Blanc? I think they can hear you.

6 Okay. Let's continue entries. There are
7 quite a few parties here. How about Staff of
8 the Commission?

9 MR. DOTTHEIM: Steven Dottheim and
10 Kevin Thompson, Post Office Box 360, Jefferson
11 City, Missouri, 65102, appearing on behalf of
12 the Staff of the Missouri Public Service
13 Commission.

14 JUDGE REED: Office of Public
15 Counsel?

16 MR. MILLS: On behalf of Office of
17 Public Counsel, my name is Lewis Mills. My
18 address is Post Office Box 2230, Jefferson
19 City, Missouri, 65102.

20 JUDGE REED: Is there someone here
21 from IBEW? Okay. Department of Natural
22 Resources?

23 MS. WOODS: On behalf of the
24 Department of Natural Resources, Shelly A.
25 Woods, Assistant Attorney General, Post Office

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1 Box 899, Jefferson City, Missouri, 65102.

2 JUDGE REED: Praxair, Inc.? Anyone?

3 MR. CONRAD: Yes. Your Honor, Stuart
4 W. Conrad and David Woodsmall from the law firm
5 of Finnegan, Conrad and Peterson, 3100
6 Broadway, Suite 1209, Kansas City, Missouri,
7 64111, on behalf of intervenor Praxair.

8 JUDGE REED: Okay. Thank you.
9 Missouri Industrial Energy Consumers?

10 MS. VUYLSTEKE: Diana Vuylsteke of
11 the law firm Bryan Cave, 211 North Broadway,
12 Suite 3600, St. Louis, Missouri, 63102.

13 JUDGE REED: Ford Motor Company?

14 MS. VUYLSTEKE: Also, Diana Vuylsteke
15 of the law firm of Bryan Cave, 211 North
16 Broadway, Suite 3600, St. Louis, Missouri,
17 63102.

18 JUDGE REED: Aquila, Inc.?

19 MR. COOPER: Your Honor, I've got a
20 couple of appearances that I can put forth
21 here.

22 JUDGE REED: Go ahead.

23 MR. COOPER: First off, Dean L.
24 Cooper, P.O. Box 456, Jefferson City, Missouri.
25 65102, appearing on behalf of the Empire

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1 District Electric Company. Also, from the same
2 law firm, I'd like to offer the appearance of
3 Diana Carter on behalf of Aquila, Inc., and
4 Missouri Gas Energy, a division of the Southern
5 Union Company.

6 JUDGE REED: All right. Thank you.
7 The Missouri Joint Municipal Electric Utility
8 Commission?

9 United States Department of Energy on
10 Behalf of the National Nuclear Security
11 Commission?

12 MS. BOGART: On behalf of the United
13 States Department of Energy, Stephanie Bogart,
14 Kansas City site office, P.O. Box 410202,
15 Kansas City, Missouri, 64141.

16 JUDGE REED: Thank you. How about
17 Trigen Kansas City Energy?

18 MR. STEWART: On behalf of Trigen
19 Kansas City Energy Corporation, Charles Brent
20 Stewart and Jeffrey Allen Keevil, 4603 John
21 Garry Drive, Suite 11, Columbia, Missouri,
22 65203.

23 JUDGE REED: Jackson County,
24 Missouri?

25 MR. FINNEGAN: On behalf of Jackson

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1 County, Missouri, Jeremiah Finnegan, Finnegan,
2 Conrad & Peterson, 3100 Broadway, Suite 1209,
3 Kansas City, Missouri, 64111.

4 JUDGE REED: AARP?

5 MR. COFFMAN: John B. Coffman, 871
6 Tuxedo Boulevard, St. Louis, Missouri, 63119,
7 appearing on behalf of AARP.

8 JUDGE REED: How about the City of
9 Kansas City, Missouri? Is Mr. Comley here?
10 Okay. He may be in agenda next door, as I
11 understand it.

12 Have I missed anyone?

13 MR. FISCHER: Your Honor, I -- I
14 apologize for being late. James Fischer on
15 behalf of Kansas City Power & Light Company.
16 Our law firm address is 101 Madison Street,
17 Jefferson City, 65101.

18 JUDGE REED: Thank you, Mr. Fischer.
19 Anyone else? Okay.

20 Mr. Blanc, you're still with us?

21 MR. BLANC: Yes, I am, sir.

22 JUDGE REED: And you can hear
23 everybody okay?

24 MR. BLANC: With the exception of DOE
25 and Trigen. I had a hard time hearing them,

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1 but everybody else came through.

2 JUDGE REED: All right. Okay. The
3 one pending motion that I'm aware of was a
4 motion to intervene by IBEW, and there is
5 nobody here for them this morning.

6 Is there anything else before you all get
7 to work on the procedural schedule? Mr.
8 Dottheim?

9 MR. DOTTHEIM: Yes. Judge, I don't
10 know if you might be able to indicate. If not,
11 I'll give you maybe a heads-up on -- on
12 something that we might be coming back to you
13 on.

14 And that is the -- the hearing dates,
15 which were originally set at the beginning of
16 September and -- or subsequently moved to the
17 -- the last two weeks, just curious as to
18 whether there might be a possibility of those
19 hearing dates being moved back a little.

20 The problem that at least I think the
21 Staff will want to raise with the -- the other
22 parties, and we've just had a passing
23 conversation with Kansas City Power & Light, is
24 that in the -- in the Kansas City Power & Light
25 experimental regulatory plan, which the

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1 Commission approved in July of last year and
2 which was the precursor to the presently
3 pending rate increase case, which KCPL filed
4 on, on February 1, there was a test year
5 true-up and update period identified.

6 And the -- in particular, the -- the
7 true-up -- well, I should say the -- the update
8 for known and measurable changes through June
9 30, 2006, when we work on a procedural schedule
10 with that -- with that date, that seems to be
11 causing some potential problems.

12 It's not a situation where the company
13 filed a -- a case and there wasn't literally a
14 -- a test year true-up, an update period
15 already identified.

16 So I don't know if -- if you can give some
17 indication if you -- whether the -- the
18 Commission has specifically stated that it
19 needs the maximum amount of time assuming the
20 -- the case goes, the -- the full two weeks in
21 September. It needs the maximum amount of time
22 that is presently provided in order to decide
23 the case.

24 The Staff, when we look at some more
25 recent procedure schedules, we don't see quite

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1 as much time built into the period between the
2 ending of the hearings and the operation of law
3 date as we do with -- with the -- the hearing
4 dates that the Commission set -- set in -- in
5 this proceeding or -- or actually also in the
6 -- the -- the Empire District Electric
7 proceeding.

8 So I don't know if you can respond to that
9 in any manner. But before we literally file a
10 procedural schedule, we may be coming to you
11 and asking you the question whether it might be
12 possible to -- to push those hearing dates
13 back.

14 JUDGE REED: Mr. Dottheim, as you
15 work through the procedural schedule and look
16 at those dates for hearing, what I suggest you
17 do is -- is bring something to Judge Pridgin
18 about that because he's been involved since the
19 beginning, and I'm sitting in this morning.

20 So I appreciate you letting us know and
21 putting that on the record.

22 Mr. Fischer, did you have something?

23 MR. FISCHER: Yes, your Honor. From
24 Kansas City Power & Light's perspective, we
25 certainly want to work with Staff and the

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1 Commission and all the parties to come up with
2 a mutually agreeable procedural schedule.

3 I would note though, for -- since Mr.
4 Dottheim brought up the possibility of moving
5 the schedule and the hearings that -- that the
6 Kansas Corporation Commission has issued an
7 order setting our Kansas companion case for the
8 following two weeks after the Missouri case.
9 That may complicate our discussions a little
10 bit.

11 But, certainly, we, from our perspective,
12 would like to ensure that we have as much
13 possibility for discussion of settlement and
14 collaborative issues in this process as
15 possible, and we'd like to work with everyone
16 to -- to ensure we can do that, recognizing
17 that if there are tried issues that the
18 Commission is going to need time to resolve
19 those.

20 JUDGE REED: Yes. Thank you,
21 Mr. Fischer.

22 Is there anything else on that issue? I
23 can't give you an answer right now is the
24 bottom line.

25 Anything else? Okay. Anything else that

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1 needs to be on the record this morning? Mr.
2 Dottheim?

3 MR. DOTTHEIM: Yes. Judge Reed, I
4 assume you will alert Judge Pridgin as to this
5 scheduling matter --

6 JUDGE REED: Yes, I will.

7 MR. DOTTHEIM: -- so that -- so that
8 he will be aware of it?

9 JUDGE REED: Yes, I certainly will.

10 MR. DOTTHEIM: Thank you.

11 JUDGE REED: And Judge Pridgin should
12 be available today, at least I think up until
13 four. Generally, he is, so should something --
14 should you need to talk to him today, he should
15 be upstairs on nine.

16 MR. CONRAD: Judge Reed?

17 JUDGE REED: Yes.

18 MR. CONRAD: Could your -- could you
19 clarify one thing for me based on your records?
20 I did not think or did not hear that the -- I'm
21 not sure how the Sierra Club Group -- have they
22 -- did they not intervene here?

23 JUDGE REED: I don't have any --

24 MR. CONRAD: Okay.

25 JUDGE REED: I don't have any

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1 indication of that at --

2 MR. CONRAD: Okay. Your records
3 don't indicate that?

4 JUDGE REED: No.

5 MR. CONRAD: Because sometimes we
6 don't get copied with all of the -- the
7 materials.

8 JUDGE REED: I -- as much as I can
9 say, Mr. Conrad, is that I'm not aware.

10 MR. CONRAD: Okay. Thank you.

11 JUDGE REED: But the EFIS record may
12 belie my statements. So we'll have to check
13 that. Okay?

14 Well, if there's nothing else, then we're
15 going to go off the record, and you all can get
16 to work on procedural schedule.

17 I think it was -- Judge Pridgin told me
18 that -- I think it's due the 21st, next week.

19 MR. DOTTHEIM: Yes. I believe that
20 is correct.

21 JUDGE REED: All right. Thank you
22 very much.

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