

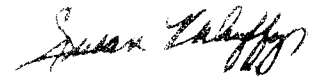
THE STATE CORPORATION COMMISSION
OF THE STATE OF KANSAS

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 Continue the)
Implementation of Its Regulatory Plan.)

Docket No. 09-KCPE-246-RTS

STATE CORPORATION COMMISSION

MAR 02 2009



AMENDED MOTION FOR EXPEDITED ORDER

COMES NOW, the Citizens' Utility Ratepayer Board ("CURB") and amends CURB's Motion for Expedited Order filed on February 25, 2009. In support of its amended motion, CURB states and alleges as follows:

I. Statement of Facts.

1. CURB incorporates herein paragraphs nos. 1-5 contained in its Motion for Expedited Motion filed on February 25, 2009.

2. KCPL's filing is based on a test year ending December 31, 2007, with pro forma adjustments through March 30, 2009.

3. A public hearing was held in this docket on December 4, 2008. The additional plant-in-service costs of \$126 million and additional depreciation expense of nearly \$6 million¹ (and associated \$20 plus million revenue requirement increase²) introduced in the rebuttal testimony of KCPL witnesses John Weisensee and Steven Jones was not contained in the Company's filed case.

¹ Rebuttal Testimony of John P. Weisensee, Exhibit JPW-6.

² CURB calculates over \$20 million in additional revenue requirement resulting from the additional plant-in-service and depreciation expense introduced in the rebuttal testimony of Mr. Weisensee and Mr. Jones.

As a result, this additional revenue requirement claim was not presented to the public at the December 4, 2008 public hearing as part of KCPL's rate increase request.

4. The evidentiary hearings are scheduled to commence on Monday, March 9, 2009.³

II. Argument and Authorities.

5. In its Motion for Expedited Order filed on February 25, 2009, CURB asked the Commission to strike certain rebuttal testimony of John Weisensee and Steven Jones. CURB renews its motion to strike said testimony and the increased plant-in-service costs contained therein.

6. In the alternative (in the event the Commission declines to strike the testimony and increased plant-in-service costs), CURB's Motion for Expedited Order asked the Commission to restart the 240-day timeline pursuant to K.S.A. 66-117(c)(1), extend the procedural schedule, and reschedule the evidentiary hearing.

7. Upon reflection, CURB withdraws its alternative request that the Commission restart the 240-day timeline, extend the procedural schedule, and reschedule the evidentiary hearing.

8. CURB agrees with Hospital Intervenors that the public and parties to this docket would be unnecessarily inconvenienced by rescheduling the evidentiary hearing that has been scheduled since November 14, 2008.

9. CURB further agrees with Commission Staff⁴ and Hospital Intervenors⁵ that only actual plant-in-service costs incurred by KCPL prior to the March 9, 2009, hearing should be

³ *Scheduling Order*, p. 3.

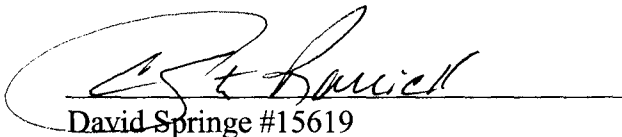
⁴ *Staff's Motion to File Supplemental Testimony with Exhibits Out of Time and for Acceptance of Surrebuttal Testimony*, ¶¶ 5-10; Supplemental Direct Testimony of Laura K. Bowman, p. 1; Supplemental/Surrebuttal Testimony of Jeffrey D. McClanahan, p. 7.

⁵ *Amended Motion of Hospital Intervenors to Strike All Testimony with Regard to Common Costs for the Period March through July 2009 Related to Iatan I and Iatan II and Request of Hospital Intervenors to Proceed to Hearing in Accordance with the Scheduling Order of November 14, 2009*, p. 2.

included and eligible for recovery in rates from the public.

WHEREFORE, CURB renews its request that the Commission strike the Company rebuttal testimony related to increased plant-in-service costs for Iatan Unit 1 and Iatan Unit 2, and remove KCPL's claim for such increased costs and any recovery thereof from this docket.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "David Springe", is written over a horizontal line.

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CERTIFICATE OF SERVICE

09-KCPE-246-RTS

I, the undersigned, hereby certify that a true and correct copy of the above and foregoing document was placed in the United States mail, postage prepaid, e-mailed, or hand-delivered this 2nd day of March, 2009, to the following:

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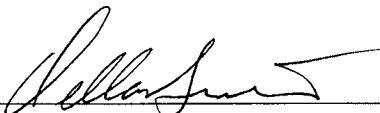
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* Denotes those receiving the Confidential
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