

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

NOV 14 2011

In the Matter of a General Investigation of )  
Energy-Efficiency Policies for Utility )  
Sponsored Energy-Efficiency Programs. )

by  
State Corporation Commission  
of Kansas

Docket No. 12-GIMX-337-GIV

*PETITION TO INTERVENE  
OF KANSAS CITY POWER & LIGHT COMPANY*

Kansas City Power & Light Company ("KCP&L") hereby respectfully requests the State Corporation Commission of the State of Kansas ("Commission") grant this Petition allowing KCP&L to intervene in the above-captioned proceeding. In support of its Petition, KCP&L states the following:

1. KCP&L is a corporation duly organized and existing under the laws of the State of Missouri, and is located at 1200 Main Street, Kansas City, Missouri. KCP&L is engaged in the generation, transmission, distribution, and sale of electric energy. KCP&L distributes and sells electric service to the public in its certificated areas in the States of Kansas and Missouri, and is a "public utility" subject to the jurisdiction, supervision and control of the Commission under Chapter 66 of the Kansas Statutes Annotated.

2. On November 9, 2011, the Commission issued its Order Opening Docket Setting Prehearing Conference and Appointing Prehearing Officer in the above-captioned proceeding ("Order"). The Order establishes the time and place for a Prehearing Conference, directed notice of the Prehearing Conference be sent to all parties to Docket No. 08-GIMX-441-GIV

("441 Docket") and Docket No. 08-GIMX-442-GIV ("442 Docket"),<sup>1</sup> and instructed interested parties to seek intervention on or before November 29, 2011.<sup>2</sup>

3. KCP&L was a party to the 441 and 442 Dockets. The 441 and 442 Dockets were initiated by the Commission as a result of the Commission's Final Order in the Docket No. 07-GIMX-247-GIV ("247 Docket") directing the opening of a general investigation into the establishment of "a policy framework for review and evaluation of energy efficiency programs on a uniform and consistent basis."<sup>3</sup>

4. The 247 Docket was initiated for the "purpose of investigating when and how utilities should promote energy efficiency by their customers and what ratemaking treatment, including special mechanisms, is appropriate or desirable."<sup>4</sup> In its Final Order in the 247 Docket the Commission specifically identified KCP&L as "the second largest regulated utility in Kansas" and acknowledged that the Commission had worked with KCP&L since September 2006 to develop and approve energy efficiency and demand response programs.<sup>5</sup> Since that time KCP&L has initiated several dockets before the Commission concerning energy efficiency and demand response programs.<sup>6</sup>

Further, in the instant matter, attached to the Order as Attachment A was a Memorandum developed by Commission Staff containing an excerpt from a Staff Report and Recommendation

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<sup>1</sup> Order, para. 6.

<sup>2</sup> *Id.*

<sup>3</sup> Final Order, issued October 10, 2007, para. F.

<sup>4</sup> Order Initiating Investigation, filed September 11, 2006, para. 4.

<sup>5</sup> Final Order, para. 7.

<sup>6</sup> See Docket Nos. 04-KCPE-1025-GIE, 06-KCPE-315-TAR (Energy Optimizer), 06-KCPE-497-TAR (Low Income Weatherization), 06-KCPE-548-TAR (Home Energy Analyzer), 06-KCPE-809-TAR (MPower), 06-KCPE-828-RTS, 06-KCPE-1190-ACT (Business Energy Analyzer), 06-KCPE-1232-TAR (C&I Audit Rebate, C&I Custom Rebate-Retrofit, C&I Custom Rebate-New Construction), 07-KCPE-683-MIS (Building Operator Certification), 07-KCPE-767-TAR (Affordable New Homes), 07-KCPE-905-RTS, 07-KCPE-909-TAR (Cool Homes), 08-KCPE-802-TAR, 08-KCPE-848-TAR (ENERGY STAR<sup>®</sup> New Homes), 09-KCPE-770-TAR, 10-KCPE-636-TAR, 10-KCPE-795-TAR, and 11-KCPE-780-TAR.

filed in KCP&L's most recent energy efficiency docket, Docket No. 11-KCPE-780-TAR ("780 Docket"), and other references to KCP&L energy efficiency dockets<sup>7</sup> including a reference to KCP&L's position in the 780 Docket agreeing with Staff that, "any generic docket should focus on specific issues to avoid a prolonged proceeding."<sup>8</sup>

5. KCP&L therefore has a direct and unique interest in the outcome of this proceeding. KCP&L has been actively involved at the Commission in matters concerning DSM, as evidenced by the references to KCP&L in the Commission's Order opening this docket. KCP&L presently has in effect DSM programs. Any decisions relating to the Commission's policies regarding DSM will directly affect the interests of KCP&L. Further, allowing KCP&L to intervene will not impair the interests of justice and the orderly and prompt conduct of the proceeding (K.A.R. 82-1-225). As such, KCP&L respectfully requests that it be allowed to intervene and participate as a party in this proceeding.

6. All pleadings, orders, notices and other documents should be served on counsel named below and the following:

Mary Turner  
Director, Regulatory Affairs  
Kansas City Power & Light Company  
1200 Main Street, 19<sup>th</sup> Floor  
Kansas City, MO 64105  
Telephone: (816) 556-2874  
[Mary.Turner@kcpl.com](mailto:Mary.Turner@kcpl.com)

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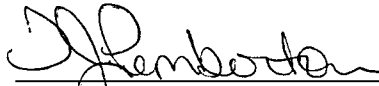
<sup>7</sup> Memorandum, p.2.

<sup>8</sup> Memorandum, p. 3.

WHEREFORE, KCP&L respectfully requests the Commission issue an order permitting KCP&L to intervene and fully participate in the proceeding in this matter and for such further and other relief as may be appropriate.

Respectfully submitted,

Denise M. Buffington (#24850)  
Kansas City Power & Light Company  
1200 Main Street, 19th Floor  
Kansas City, MO 64105  
Telephone: (816) 556-2683  
Facsimile: (816) 556-2787  
[Denise.Buffington@kcpl.com](mailto:Denise.Buffington@kcpl.com)



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Glenda Cafer (#13342)  
(785) 271-9991  
Terri Pemberton (#23297)  
(785) 232-2123  
CAFER LAW OFFIC, L.L.C.  
3321 SW 6<sup>th</sup> Avenue  
Topeka, Kansas 66606  
(785) 233-3040 (fax)  
[gcafer@sbcglobal.net](mailto:gcafer@sbcglobal.net)  
[terri@caferlaw.com](mailto:terri@caferlaw.com)

*COUNSEL FOR KANSAS CITY POWER & LIGHT  
COMPANY*