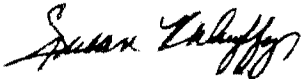


STATE CORPORATION COMMISSION

**BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

JUN 07 2010



In the Matter of the Application of Kansas )  
City Power & Light Company for Approval )  
Of its 2010 Energy Efficiency Rider for ) Docket No. 10-KCPE-636-TAR  
Program Costs Incurred January 1, 2009 )  
Through December 31, 2009. )

**RESPONSE OF KANSAS CITY POWER & LIGHT COMPANY  
TO NOTICE OF FILING OF STAFF MEMORANDUM**

**COMES NOW** Kansas City Power & Light Company (“KCP&L”), and pursuant to the Order of the Kansas Corporation Commission (“Commission”) issued on May 24, 2010, responds as follows to the Notice of Filing of Staff Memorandum filed in this docket on May 19, 2010:

1. On March 31, 2010, KCP&L filed an Application seeking Commission approval of KCP&L’s 2010 Energy Efficiency Rider (“EE Rider”), to recover costs incurred January 1, 2009 through December 31, 2009 (“2009 Program Costs”). On April 06, 2010, the Citizens’ Utility Ratepayer Board (CURB) filed a Petition to Intervene, which the Commission granted on May 10, 2010.

2. On May 19, 2010, Staff filed its Notice of Filing of Staff Memorandum (Memorandum). Staff recommended approval of KCP&L’s EE Rider as filed, with two conditions, one regarding KCP&L’s next EE Rider filing and one regarding the exclusion of labor costs.

3. On May 26, 2010, CURB filed its response to Staff's Memorandum, stating its support for Staff's recommendation. CURB stated that it had no objection to the Commission issuing an Order accepting the recommendations made by Staff and approving KCP&L's EE Rider.

4. The two conditions Staff's Memorandum imposed upon approval of KCP&L's EE Rider as filed were as follows:

A. KCPL shall file its next EER on or before March 31, 2011, to include costs incurred for Commission-approved programs from January 1, 2010 through December 31, 2010. In this filing KCPL shall include a true-up calculation to true-up amounts collected in 2009 versus the amounts intended to be collected in 2009.

B. KCPL shall file revised tariffs reflecting the rates and charges presented in Staff Exhibit SAC-3 prior to the revised EER becoming effective on July 1, 2010.

5. KCP&L agrees with Staff's condition B regarding internal labor costs, wherein Staff recommended that such costs be limited in the EE Rider to "*employees whose sole job-function is energy efficiency related activities, and whose salary, (or someone they replaced), was not included in base rates during the Utility's last base rate proceeding.*"<sup>1</sup> Internal labor cost for energy efficiency related activities that does not meet this definition would be included in base rates. However, as KCP&L did not include these labor costs in its current rate case, Docket No. 10-KCPE-415-RTS ("415 Docket"), and Staff stated in its Memorandum that it would include an adjustment in its testimony in the 415 Docket, KCP&L concurs with Staff's condition B on the premise that such an offsetting adjustment in the 415 Docket is made.

6. KCP&L also agrees with Staff's condition A regarding its next EE Rider filing; however, in the event that KCP&L files and the Commission approves an alternate rider for

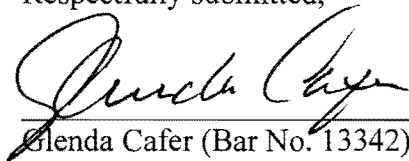
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<sup>1</sup> Notice of Filing of Staff Memorandum, attached Staff Memorandum, pp. 3-4

recovery of KCP&L's demand side management program costs which replaces the current EE Rider and may or may not have the same filing schedule, then such alternate rider shall dictate the filing schedule.

WHEREFORE, KCP&L responds to Notice of Filing of Staff Memorandum as set forth above, and respectfully requests that the Commission approve the proposed Energy Efficiency Rider as set forth herein.

Respectfully submitted,



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ATTORNEY FOR KCP&L

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the above Response of KCPL to Notice of Filing of Staff Memorandum was hand-delivered or mailed, postage prepaid, this 7th day of June, 2010 to:

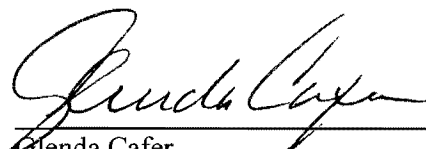
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