

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

JUN 25 2012

by
State Corporation Commission
of Kansas

In the Matter of Kansas City Power & Light)
Company for Approval of Its 2012 Energy) Docket No. 12-KCPE-729-TAR
Efficiency Rider for Program Costs Incurred)
January 1 Through December 31, 2011.)

JOINT PETITION FOR CLARIFICATION OR RECONSIDERATION

Kansas City Power & Light Company (“KCP&L” or “Company”), together with Staff of the State Corporation Commission of the State of Kansas (“Staff”), and pursuant to K.S.A. § 66-118b, K.S.A., § 77-529, and K.A.R. § 82-1-235, hereby respectfully petition the State Corporation Commission of the State of Kansas (“Commission”) for clarification of the Order of the Commission issued in this docket on June 19, 2012.

I. INTRODUCTION AND BACKGROUND

1. On March 30, 2012, KCP&L filed an Application seeking approval of its 2012 Energy Efficiency (“EE”) Rider to recover program costs incurred by the Company during the period of January 1, 2011 through December 31, 2011. In its Application KCP&L sought a total recovery of \$6,191,469, which included unrecovered expenses for the 2011 calendar year of \$6,148,222 and under-recovered expenses from the 2010 calendar year of \$43,246.

2. On May 23, 2012, Staff filed its Report and Recommendation (“R&R”) recommending approval of KCP&L’s Application with certain conditions. In its R&R Staff stated, “KCPL appears to be on track to over recover its 2011 EER amount by \$838,515.”¹ This statement is incorrect as it reverses the direction on over/under collection; KCP&L is actually on track to under-recover its 2011 EE Rider expenses.

¹ R&R, p. 3.

3. After reviewing Staff's R&R, KCP&L contacted Staff to discuss the erroneous statement but because the misstatement did not change Staff's recommendation for approval of the Application and because the actual true-up amount will be included in KCP&L's 2013 EE Rider filing it was decided that KCP&L would not file a response to Staff's R&R and that Staff would not file a correction to its R&R.

4. However, on June 19, 2012, the Commission adopted Staff's R&R and issued its Order Approving KCP&L's 2012 Energy Efficiency Rider ("Order") referencing the portion of Staff's R&R that incorrectly states KCP&L is on track to over-recover the 2011 EE Rider amount by \$838,515.² The Order also directed KCP&L to make its next EE Rider filing on or before March 31, 2013, for expenses incurred for Commission-approved programs from January 1, 2012 through December 31, 2012, with a true-up for expenses from July 1, 2011 through June 30, 2012.³

5. Because the Commission's Order references the incorrect statement, KCP&L and Staff are concerned that, if not corrected, the reference to an over-recovery could create confusion at the time of KCP&L's 2013 EE Rider filing or if otherwise referenced. As such, KCP&L and Staff respectfully request the Commission modify its Order upon reconsideration and clarify that KCP&L is on track to *under*-recover its 2011 EE expenses.


6. Further, in an attempt to provide the most updated and accurate information to the Commission, KCP&L has updated the anticipated under-recovery amount. The original figure of \$838,515 was based upon calculations completed in March 2012. Based upon more current information, it appears the anticipated under-recovery for the 2011 EE Rider will be closer to \$400,000. The actual true-up calculation for 2011 EE expense recovery based upon final actual collections will be reflected in KCP&L's 2013 EE Rider filing.

² Order, ¶11, p. 4.

WHEREFORE, KCP&L and Staff respectfully request the Commission clarify that KCP&L is on track to under-recover 2011 EE Rider expenses by roughly \$400,000.

Respectfully submitted,

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³ *Id.* at ¶13, p. 5.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above *Joint Petition* was electronically served, hand-delivered or mailed, postage prepaid, this 25th day of May, 2012 to:

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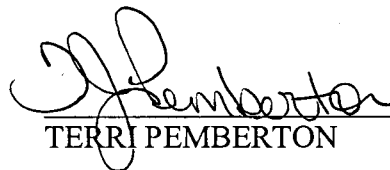
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