

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

**In the Matter of the Application of)
Kansas City Power & Light Company to) Docket No.: 10-KCPE-415-RTS
Modify its Tariffs to Continue the)
Implementation of Its Regulatory Plan.)**

STATE CORPORATION COMMISSION

DEC 17 2009

MOTION FOR PROTECTIVE ORDER



COMES NOW, Kansas City Power & Light Company (“KCP&L”), by its attorneys, and hereby moves the State Corporation Commission of the State of Kansas (“Commission” or “KCC”) to issue a Protective Order in this docket. In support of its motion, KCP&L states:

1. Simultaneously with the filing of this Motion, KCP&L has filed a rate case Application and supporting testimony that contains certain confidential and proprietary information, as defined in K.S.A. 66-1220a, K.S.A. 66-1233 and K.A.R. 82-1-221a. The confidential information included in the rate Application falls into six broad categories: (i) information concerning KCP&L’s activities in wholesale power markets; (ii) contract terms or specifics, or contract information that could be used by existing or future vendors to the disadvantage of KCP&L; (iii) highly sensitive financial information; (iv) information concerning corporate strategy related to the 2009 Facilitation; (v) information about homeland security measures; and (vi) commercially sensitive information regarding pre-firing investigation and testing information at Iatan. The public disclosure of such information would adversely impact the financial interests of KCP&L and/or the security of KCP&L’s assets.

2. Additionally, during the course of discovery and investigation of the rate Application, KCP&L anticipates that the parties, Commission Staff, CURB and interveners, could seek the production of documents and information from KCP&L that may contain confidential, proprietary and/or commercially sensitive material.

3. KCP&L requests that the Commission issue its standard protective order to govern this proceeding, in order to protect KCP&L and parties who might be granted leave to intervene in this docket from disclosure of sensitive, proprietary, and highly confidential information, and to facilitate the investigation of this matter.

4. KCP&L submits that the interest in maintaining the confidential status of qualifying material, and avoiding the substantial competitive harm that otherwise would result to the parties, outweighs any interest in disclosing the material to unauthorized parties or in proceedings unrelated to the Application. For these reasons, KCP&L requests that the Commission issue its standard Protective Order in this proceeding.

5. The Commission has substantial latitude in deciding when a protective order is appropriate and the degree of protection that is required. A Protective Order will enable the Commission to manage the discovery process in a manner that furthers the goal of full disclosure of relevant, non-sensitive information, while at the same time protecting participants from harm that could result from the unregulated disclosure of commercially-sensitive information.

WHEREFORE, KCP&L respectfully requests that the Commission issue the requested Protective Order and that the said Protective Order apply to all parties in this proceeding.

Respectfully submitted,



WILLIAM G. RIGGINS (#12080)
General Counsel and Chief Legal Officer
VICTORIA SCHATZ (#17478)
Kansas City Power & Light Company
One Kansas City Place
1200 Main, 16th Floor
Kansas City, MO 64105
Telephone: (816) 556-2785
Bill.Riggins@kcpl.com
Victoria.Schatz@kcpl.com

GLEND A CAFER (#13342)
Cafer Law Office, L.L.C
3321 SW 6th St.
Topeka, KS 66606
Telephone: (785) 271-9991
Facsimile: (785) 271-9993
gcafer@sbcglobal.net

FRANK A. CARO, JR. (#11678)
ANNE E. CALLENBACH (#18488)
Polsinelli Shughart PC
6201 College Boulevard, Suite 500
Overland Park, Kansas 66211
Telephone: (913) 451-8788
Facsimile: (913) 451-6205 Fax
fcaro@polsinelli.com
acallenbach@polsinelli.com

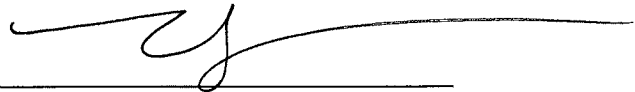
ATTORNEYS FOR KANSAS CITY POWER & LIGHT
COMPANY

VERIFICATION

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

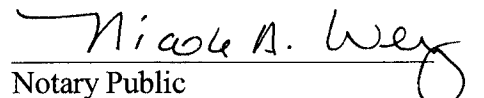
I, Victoria Schatz, being duly sworn, on oath state that I am counsel for Kansas City Power & Light Company, that I have read the foregoing Motion for Protective Order, and know the contents thereof, and that the facts set forth therein are true and correct to the best of my knowledge and belief.

KANSAS CITY POWER & LIGHT COMPANY

By: 
Victoria Schatz

The foregoing Motion for Protective Order was subscribed and sworn to before me this December 17, 2009.

My Commission Expires:
Feb. 4, 2011


Notary Public
" NOTARY SEAL "
Nicole A. Wehry, Notary Public
Jackson County, State of Missouri
My Commission Expires 2/4/2011
Commission Number 07391200