

**DEPARTMENT OF THE AIR FORCE  
AIR FORCE LEGAL SERVICES AGENCY/UTILITY LITIGATION TEAM  
TYNDALL AIR FORCE BASE, FLORIDA**

Major Craig Paulson  
AFCESA/ULT  
139 Barnes Drive, Suite 1  
Tyndall AFB FL 32403-5319

26 January 2004

Secretary of the Missouri Public Service Commission  
PO Box 360  
Jefferson City MO 65102

**FILED**

**JAN 28 2004**

Dear Secretary,

**Missouri Public  
Service Commission**

The Federal Executive Agencies, by and through the undersigned counsel of the Air Force Utility Litigation Team, encloses herewith a Request to Intervene and Motion for Admission Pro Hoc Vice, in Docket No. GR-2004-0209.

I am a member in good standing of the Texas and Minnesota Bars. No one in my office has been or is disqualified to appear in any of those courts.

Please call me at 850-283-6350 if you need additional information or need to discuss this matter.

Sincerely



CRAIG PAULSON, Major, USAF  
Utility Litigation and Negotiation Attorney

FILED

BEFORE THE PUBLIC SERVICE COMMISSION JAN 28 2004

OF THE STATE OF MISSOURI

Missouri Public  
Service Commission

In the Matter of Missouri Gas Energy's Tariffs to ) Case No. GR-2004-0209  
Implement a General Rate Increase for ) Tariff No. YG-2004-0624  
Natural Gas Service )

THE UNITED STATES DEPARTMENT OF DEFENSE AND  
THE UNITED STATES DEPARTMENT OF ENERGY AND OTHER FEDERAL  
EXECUTIVE AGENCIES'  
REQUEST FOR LATE INTERVENTION AND MOTION FOR ADMISSION OF  
COUNSEL PRO HOC VICE

Pursuant to this Commission's Rules of Practice and Procedure 4 CSR 240-2.075, the Federal Executive Agencies (FEA) hereby submit this Request for Late Intervention and Motion for Admission of Counsel Pro Hoc Vice in the aforementioned Docket.

The FEA consist of certain agencies of the United States Government which have offices, facilities, and/or installations in the service area of Missouri Gas Energy (MGE) and which offices, facilities, and/or installations purchase utility service from MGE. The Department of Defense has been delegated authority by the General Services Administration and the Department of Energy to represent, through Department of the Air Force counsel, the consumer interest of the FEA in this proceeding under 40 U.S.C.A. 481(a)(4) and 486(d).

Chief among these Federal customers in this case is Whiteman Air Force Base near Knob Knoster, Missouri, which spends about \$800,000 per annum for the utility service provided by MGE and the US Department of Energy which spends about \$200,000 per annum for utility services provided by MGE. Natural gas costs represent

one of the largest variable expenses of operating the Federal offices, facilities, and installations on whose behalf intervention is sought herein, and all will be affected by any action this Commission takes in this Docket. For these reasons set forth, we submit the FEA have a substantial interest in the proceedings in this Docket.

In accordance with 4 CSR 240-2.075 I respectfully request late intervention based upon good cause. The good cause being that the appropriate officials with the Department of Defense at Whiteman Air Force Base and with the Department of Energy did not know of this matter until the week of January 20 – 24, 2004. I first learned of this matter from Mr. Stuart Conrad during the week of January 12 –16, 2004 while participating in the pre-hearing conference for docket ER 2004-0034. Before requesting intervention in this matter it was necessary to coordinate with officials at Whiteman Air Force Base and with the Department of Energy. This was accomplished and to the best of my knowledge and belief appropriate officials at Whiteman AFB and with the Department of Energy did not know of the filing. I have reviewed the Order Adopting Procedural Schedule. If intervention is granted I will comply with the procedural order and all other orders issued in this matter.

No one who practices in my office has been disqualified from practicing in any jurisdiction to which they are or have been admitted. The FEA request intervention solely in their proprietary capacity as customers of MGE, and not in the sovereign capacity of the government of the United States. At this time, the FEA is unsure about its position in this case, but will likely oppose to some extent, the requested increase sought by MGE. The counsel filing this petition is the duly authorized representative of the FEA in MGE's service area.

The name, address, telephone number, and other relevant information pertaining to Petitioner's counsel of record for purposes of service and correspondence during the course of this proceeding are:

Major Craig Paulson  
AFCESA/ULT  
139 Barnes Drive  
Tyndall Air Force Base, Florida 32403  
Ph: 850-283-6350; Fax: 850-283-6219  
E-mail: [craig.paulson@tyndall.af.mil](mailto:craig.paulson@tyndall.af.mil)  
TX Atty #24030340  
MN Atty# 0164823

**WHEREFORE**, the FEA request that the Commission grant their Request to Intervene and that they be accorded full party status in this Docket.

Respectfully submitted this 26rd day of January 2004.



CRAIG PAULSON, Major, USAF  
Utility Litigation and Negotiation Attorney  
For Petitioner  
TX Atty #24030340  
MN Atty# 0164823

CERTIFICATE OF SERVICE

I hereby certify that I have caused the original and 8 true and correct copies of the Federal Executive Agencies' Application to Intervene and Motion for Admission of Counsel Pro Hoc Vice to be served by hand delivery on the Secretary of the Missouri Public Service Commission, on the 28<sup>th</sup> day of January 2004

A handwritten signature in black ink, appearing to read "Craig Paulson", with a stylized, flowing script.

CRAIG PAULSON

Utility and Litigation Attorney for FEA