

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Matter of the Consideration of Adoption )	
Of the PURPA Section 111(d)(14) Time-Based )	Case No. EO-2006-0496
Metering and Communications Standard as )	
Required by Section 1251 of the Energy Policy )	
Act of 2005 )	

**APPLICATION TO INTERVENE OF CONCERNED CITIZENS  
OF PLATTE COUNTY, SIERRA CLUB, AUDUBON MISSOURI, OZARK  
ENERGY SERVICES, MID-MISSOURI PEACEWORKS AND HEARTLAND  
RENEWABLE ENERGY SOCIETY**

Come now Concerned Citizens of Platte County (“CCPC”), Sierra Club, Audubon Missouri, Ozark Energy Services, Mid-Missouri Peaceworks and Heartland Renewable Energy Society and pursuant to 4 CSR 240-2.075, apply to intervene herein and become parties for all purposes in respect to the June 23, 2006 Order Directing Notice. In support of their motion to intervene, CCPC and SC state the following.

1. Concerned Citizens of Platte County, 14 Mill St., Dearborn MO 64439, is a nonprofit corporation incorporated under the laws of Missouri. It is composed of residents of Platte County and is concerned about the health and global warming effects of existing and proposed coal-fired power plants, particularly KCPL’s proposed Iatan 2 plant in Platte County. It is interested in promoting energy efficiency and renewable energy sources as alternatives to fossil fuel generation.

2. Sierra Club is a nonprofit organization organized and existing under the nonprofit corporation laws of the state of California. Sierra Club exists for the purposes of preserving and protecting environmental values, and for years has been actively concerned with protecting air and water quality throughout the state of Missouri. Sierra

Club has more than 700,000 thousand members nationally, and about over 10,000 members in the Ozark (Missouri) Chapter. As a national entity, the Sierra Club has identified clean energy as its highest priority goal.

3. Audubon Missouri, 2620 Forum Blvd Suite C-1, Columbia MO 65203, is the Missouri office of the National Audubon Society, a 501c(3) corporation incorporated in the state of New York. Its primary interest in energy issues is in the preservation of bird and other wildlife habitat from air and water pollution. Missouri Audubon is also building a Center in Joplin which is to be LEED-certified (Leadership in Energy and Environmental Design) and will incorporate energy-efficient and renewable energy features.

4. Ozark Energy Services, 10633 Foliage Road, Joplin, MO, 64804, is a Missouri S corporation doing business as a renewable energy contractor, designing and installing small scale wind, solar and biomass generating facilities. It could benefit from time-based metering as an incentive for persons to use its services.

5. The Missouri Nuclear Weapons Education Fund, operating as Mid-Missouri Peaceworks, is a Missouri nonprofit corporation, located at 804-C E. Broadway, Columbia Missouri 65201. It has approximately 500 members. Peaceworks is deeply concerned with the creation of a sustainable future. It has worked for many years to educate the public as to the need to make our economy as energy efficient as possible, so as to reduce environmental pollution, reverse the degradation of air and water quality, address the very pressing issue of global climate change, and assure a supply of energy from renewable sources to meet the needs of our progeny.

6. Heartland Renewable Energy Society is a chapter of the American Solar Energy Society incorporated as a nonprofit in Kansas and operating in both Kansas and Missouri. It provides education and consumer information aimed at promoting the use of solar energy, and conducts solar house tours. Contact: P.J. Wilson, 2546 Charlotte St., Kansas City MO 64108.

7. The applicants support the relief proposed, i.e., the consideration and adoption of the EPAct standard. They believe that time-based metering is an effective way to promote efficient use of energy and reduce peak demand, thereby decreasing and deferring any need to add new generating capacity.

8. It will serve the public interest for the PSC to grant this application to intervene.

WHEREFORE, Applicants respectfully request the Public Service Commission to grant the application to intervene.

/s/Henry B. Robertson  
Henry B. Robertson (Mo. Bar No. 29502)  
Kathleen G. Henry (Mo. Bar No. 39504)  
Great Rivers Environmental Law Center  
705 Olive Street, Suite 614  
St. Louis, Missouri 63101  
(314) 231-4181  
(314) 231-4184  
[khenry@greatriverslaw.org](mailto:khenry@greatriverslaw.org)

Attorneys for Applicants

### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct PDF version of the foregoing was sent by email on this 24<sup>th</sup> day of July, 2006, to the following:

Steve Dottheim<steve.dottheim@psc.mo.gov, denny.frey@psc.mo.gov

/s/Henry B. Robertson  
Henry B. Robertson