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October 25, 2001

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Director, Utility Operations
ROBERT SCHALLENBERG
Director, Utility Services
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Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

RE: Case No. OO-99-44

FILED³
OCT 25 2001

Missouri Public
Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **MOTION TO CLOSE CASE**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Wm K Haas

William K. Haas
Deputy General Counsel
(573) 751-7510
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WKH:sw
Enclosure
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

OCT 25 2001

Missouri Public
Service Commission

In the Matter of the Assessment Against)
the Public Utilities in the State of Missouri)
for the Expenses of the Commission for)
the Fiscal Year Commencing July 1, 1998.)

Case No. OO-99-44

MOTION TO CLOSE CASE

COMES NOW the Staff of the Missouri Public Service Commission and for its motion states:

1. On June 29, 1998, the Commission issued its Supplemental Order No. 52 in its Case No. 11,110. By virtue of that order, the Commission made its public utility assessment against public utilities provided for by § 386.370 RSMo for the Commission's fiscal year commencing July 1, 1998. Thereafter, a group of public utilities filed an Application for Rehearing and Stay alleging errors with respect to the manner in which the assessment amount was determined. The Commission established Case No. OO-99-44 to address the issues raised in the Application.

2. The parties in Case No. OO-99-44 filed a Stipulation of Facts in lieu of an evidentiary hearing. The Commission convened a hearing for the purpose of oral argument on October 14, 1998. The Commission issued its Report and Order on December 17, 1998.

3. On February 17, 1999, the Commission issued its Order Denying Rehearing. No party applied to the circuit court for a writ of certiorari to have the Report and Order reviewed. Accordingly, the Report and Order became final on March 20, 1999.

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4. On July 9, 1999, Trigen-Kansas City Energy Corporation filed an Application for Rehearing and Stay and Request for Hearing concerning the Commission's assessment against Trigen for the fiscal year commencing July 1, 1999. That Application was filed both in Case No. OO-99-44 and in Case No. HO-2000-20. On February 20, 2001, Trigen filed a Notice of Dismissal in Case No. HO-2000-20.

5. There is no further action required in Case No. OO-99-44.

WHEREFORE, the Staff requests the Commission to close Case No. OO-99-44.

Respectfully submitted,

DANA K. JOYCE
General Counsel



William K. Haas
Deputy General Counsel
Missouri Bar No. 28701

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 25th day of October, 2001.

Wm K Hara

Service List for
Case No. OO-99-44
Revised: October 25, 2001 (SW)

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