

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
September 23, 1998**

**CASE NO: OO-99-44**

**Office of the Public Counsel**  
P.O. Box 7800  
Jefferson City, MO 65102

**General Counsel**  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**Paul A. Boudreau**  
Brydon, Swearingen & England P.C.  
PO Box 456  
Jefferson City, MO 65102

**Michael Pendergast**  
Laclede Gas Company  
720 Olive Street, Room 1520  
St. Louis, MO 63101

**Jeremiah W. Nixon**  
**Attn: Ron Molteni**  
PO Box 899  
Jefferson City, MO 65102

**Karen Winn**  
Office of the Commissioner of Admin.  
Capitol Building, Room 125  
Jefferson City, MO 65101

**James M. Fischer**  
James M. Fischer, P.C.  
101 West McCarty Street, Suite 215  
Jefferson City, MO 65101

**Robert J. Hack**  
Missouri Gas Energy  
3420 Broadway  
Kansas City, MO 64111

**Paul G. Lane, Leo J. Bub**  
**Anthony K. Conroy, Katherine C. Swaller**  
Southwestern Bell Telephone Company  
One Bell Center, Room 3520  
St. Louis, MO 63101

**Susan B. Cunningham**  
Kansas City Power & Light  
1201 Walnut Street  
Kansas City, MO 64141

**Jeffrey A. Keevil**  
Stewart & Keevil, L.L.C.  
Cherry Street Centre  
1001 Cherry Street, Suite 302  
Columbia, MO 65201

**Enclosed find certified copy of ORDER in the above-numbered case(s).**

Sincerely,



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

**Uncertified Copy:**

**Brian Long**  
Office of the Governor  
State Capitol Building  
Room 216  
Jefferson City, MO 65101

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 23rd  
day of September, 1998.

In the Matter of the Assessment Against the )  
Public Utilities in the State of Missouri ) CASE NO. OO-99-44  
for the Expenses of the Commission for the )  
Fiscal Year Commencing July 1, 1998. )

**ORDER GRANTING INTERVENTION**

On September 5, 1998, Trigen-Kansas City Energy Corporation (Trigen) filed an Application for Intervention pursuant to 4 CSR 240-2.075. Trigen is a regulated steam heating company and, in fact, is the "sole regulated purely steam heating company in the State of Missouri". As such, Trigen asserts an interest in this proceeding which is different from the general public and which cannot be adequately represented by any other participant in this proceeding.

Trigen states that it acted as expeditiously as possible to submit this request upon becoming aware of this case. Furthermore, Trigen has stated that it will accept the current state of the record in this case and would not intend for its intervention to cause undue delay in the process of this case.

The Commission has reviewed the Application for Intervention of Trigen and has determined it appropriate to grant Trigen's Application. Trigen shall be held to the same filing requirements as previously set out for all applicants and intervenors.

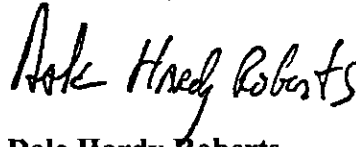
**IT IS THEREFORE ORDERED:**

1. That intervention is granted to Trigen-Kansas City Energy Corporation.

2. That Trigen-Kansas City Energy Corporation shall file the following information:

- a. The exact nature of the stay requested and the remedy sought,
  - b. The nature of any "protest" or "challenge" to the assessment payments and whether the protest goes only to the increased portion of the assessment or to the entirety of the assessment,
  - c. Details setting out the total amount of "Article X" distribution received by each Applicant to date, and
  - d. Legal authority in support of the respective applicant's argument(s) on each issue, e.g. authority in support of the stay, the protest and other legal issues.
  - e. On an ongoing basis, Trigen shall report any and all monies received from the Missouri Department of Revenue pursuant to the Missouri Constitution, Article X, Section 16-24 (the Hancock Amendment) during the pendency of this matter.
  - f. These pleadings shall be filed not later than October 1, 1998.
3. That this order shall become effective on October 5, 1998.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

(S E A L)

Murray, Schemenauer, and  
Drainer, CC., Concur.  
Lumpe, Ch., Crumpton, C., Absent.

Roberts, Chief Regulatory Law Judge

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Alt./Sec'y: Roberto / Prud'gin  
Date Circulated 9-22-98 CASE NO. 00-99-44  
about  
Lumpe, Chair  
about  
Crumpton, Commissioner  
LM  
Murray, Commissioner  
BS  
Schemenauer, Commissioner  
RL  
Drainer, Vice-Chair 92  
Agenda Date 9-23-98  
Action taken: 3-00A  
Must Vote Not Later Than \_\_\_\_\_

STATE OF MISSOURI  
OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and  
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 23rd day of September, 1998.

Dale Hardy Roberts

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge