

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Consideration of the)
Adoption of the PURPA Section 111(d)(16))
Consideration of Smart Grid Investments) Case No. EO-2009-0249
Standards as Required by Section 1307 of the)
Energy Independence and Security Act of 2007.)

DOGWOOD ENERGY, LLC'S APPLICATION TO INTERVENE

COMES NOW Dogwood Energy, LLC ("Dogwood") and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.075. In support of its Application, Dogwood states as follows:

1. Dogwood is a limited liability company organized and existing under the laws of the State of Delaware and authorized to conduct business in the State of Missouri. Dogwood owns the 625 MW combined cycle generating facility located in Pleasant Hill, Missouri.

2. All communications and pleadings in this case should be directed to:

Carl J. Lumley
Curtis, Heinz, Garrett & O'Keefe, P.C.
130 S. Bemiston, Suite 200
Clayton, Missouri 63105
(314) 725-8788
(314) 725-8789 (Fax)
clumley@lawfirmemail.com

3. On December 15, 2008, Staff of the Missouri Public Service Commission filed a Motion to Establish a Case, Provide Notice and Schedule a Prehearing Conference for the purpose of establishing a record of its consideration and determination of whether or not it is appropriate to implement the "Consideration of Smart Grid Investments" Standard established by Section 1307 ("State Consideration of Smart Grid") of the Energy Independence and Security Act of 2007.

4. On December 17, 2008 the Commission issued its Order Establishing Cases, Directing Notice, Establishing a Deadline for Submission of Intervention Requests, Setting a Prehearing Conference and Setting Date for Filing Procedural Schedules. An intervention deadline date of January 16, 2009 was established.

5. Dogwood seeks to intervene in this proceeding because the Commission's decision could affect Dogwood's interests. Dogwood takes no position at this time pending further investigation.

6. Granting Dogwood's Application to Intervene will also be in the public interest because Dogwood will bring to this proceeding its expertise in the areas being investigated and its experience as a wholesale electric power provider.

WHEREFORE, Dogwood respectfully requests that the Commission grant this Application to Intervene together with any further and/or additional relief the Commission deems just and proper.

Respectfully submitted,

CURTIS, HEINZ,
GARRETT & O'KEEFE, P.C.

/s/ Carl J. Lumley

Carl J. Lumley, #32869
130 S. Bemiston, Suite 200
Clayton, Missouri 63105
(314) 725-8788
(314) 725-8789 (Fax)
clumley@lawfirmemail.com

Attorneys for Dogwood Energy, LLC

CERTIFICATE OF SERVICE

A true and correct copy of the foregoing was emailed, faxed or mailed by U.S. Mail, postage paid, this 19th day of December, 2008, to the persons shown on the attached list.

/s/ Carl J. Lumley

General Counsel's Office
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O.Box 360
Jefferson City, Mo 65102
gencounsel@psc.mo.gov

Lewis Mills
Office of the Public Counsel
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@ded.mo.gov

Nathan Williams
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
Nathan.Williams@psc.mo.gov