

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Consideration of Adoption)
of the PURPA Section 111(d)(13) Fossil Fuel)
Generation Efficiency Standard as Required by)
Section 1251 of the Energy Policy Act of 2005)

Case No. EO-2006-0495

ORDER GRANTING APPLICATION TO SUBSTITUTE INTERVENOR

Issue Date: September 18, 2006

Effective Date: September 18, 2006

On June 22, 2006, the Staff of the Missouri Public Service Commission filed a motion requesting that the Commission establish a case, provide notice, set an intervention deadline and schedule an early prehearing conference for the purpose of determining whether to adopt the Fossil Fuel Generation Efficiency Standard established in Section 1251 of the Energy Policy Act of 2005 ("EPAct"). The Commission granted Staff's motion on June 23, 2006.

On July 24, 2006, Audubon, Missouri, the Missouri office of the National Audubon Society, filed a timely application to intervene in this matter. That request established that Audubon, Missouri, has an interest in this case that is different from that of the general public, which may be adversely affected by a final order arising from this case. Intervention was granted to Audubon, Missouri, on August 2, 2006, pursuant to Commission Rule 4 CSR 240-2.075.

On September 7, 2006, Audubon, Missouri, filed an application requesting that Burroughs Audubon Society, the Great Kansas City chapter of the National Audubon

Society, be substituted as the intervenor representing Audubon's interests in this matter. Audubon, Missouri, states that the Missouri chapter would be a more appropriate representative, and that the Burroughs' board has voted unanimously in favor of intervention. Audubon, Missouri, further states that Burroughs supports the consideration and adoption of the EPAAct standard; that Burroughs' particular interests in conservation differ from that of the general public; and, that it would serve the public interest to allow Bourroughs' intervention. Audubon, Missouri, maintains that nothing will change except for the identity of the intervenor, that counsel currently representing Audubon, Missouri, will represent Burroughs and that Burroughs will be bound by the same procedural schedule.

No other party has opposed the requested substitution of Burroughs Audubon for Audubon, Missouri. Therefore, the Commission shall grant the request for substitution.

IT IS ORDERED THAT:

1. Burroughs Audubon Society, the Great Kansas City chapter of the National Audubon Society, is substituted for Audubon, Missouri, the Missouri office of the National Audubon Society, as a party to this action.

2. This order shall become effective on September 18, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 18th day of September, 2006.