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August 14, 2002

BY FEDERAL EXPRESS

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street, Suite 100
Jefferson City, MO 65102-0360

FILED³

AUG 15 2002

**Missouri Public
Service Commission**


RE: Laclede Gas Case No. GA-2002-429

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case are an original and 8 copies of the Missouri Industrial Energy Consumers' **Motion to Excuse MIEC Witness John Mallinckrodt from Hearings**. I would appreciate it if you would have the additional copy "file-stamped" and returned to us in the enclosed, self-addressed stamped envelope.

Thank you for your assistance in bringing this filing to the attention of the Commission.

Very truly yours,


Diana M. Vuylsteke

Enclosures
cc: All Parties

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

AUG 15 2002

In the Matter of the Application of)
Laclede Gas Company for an)
Accounting Authority Order)
Authorizing the Company to Defer)
For Future Recovery Consideration of)
Its Revenue Loss that would otherwise)
Be Unrecovered Due to the Impact of)
Warm Weather on the Company's)
Operations.)

Missouri Public
Service Commission

Case No. GA-2002-429

**MOTION TO EXCUSE MIEC WITNESS
JOHN MALLINCKRODT FROM HEARINGS**

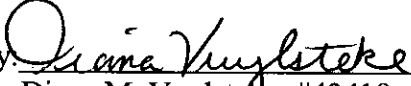
Comes now Adam's Mark Hotel, Alcoa Foil Products, Anheuser-Busch Companies, The Boeing Company, DaimlerChrysler, Ford Motor Company, General Motors, Hussmann Refrigeration, Monsanto, Procter & Gamble Manufacturing, Nestle Purina PetCare, Solutia and Tyco Healthcare, hereafter referred to as the Missouri Industrial Energy Consumers or "MIEC", and pursuant to 4 CSR 240-2.075 and 4 CSR 240-2.080, files its Motion to Excuse its witness John Mallinckrodt from the evidentiary hearings scheduled in this case for August 19-21, 2002. In support of its Motion, the MIEC states as follows:

1. On June 28, 2002, the MIEC filed the Rebuttal Testimony of John Mallinckrodt. This testimony is similar to and supports the positions and testimony of the witnesses for the Staff and the Office of Public Counsel.
2. Counsel for the MIEC has telephoned counsel for each of the parties to this case, and they have informed her that they are willing to waive questions for Mr. Mallinckrodt and would not object if the Commission were to excuse his appearance at the evidentiary hearing.

WHEREFORE, the MIEC respectfully requests that the Commission excuse the appearance of its witness John Mallinckrodt at the evidentiary hearings in this case.

Respectfully submitted,

BRYAN CAVE, LLP

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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 this 14th day of August, 2002.

