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Chief Staff Counsel

January 22, 2010

Mr. Steven Reed  
Secretary/General Counsel  
200 Madison Street, Suite 900  
P.O. Box 360  
Jefferson City, MO 65102

RE: APG/ACA Rulemaking  
Current Case No. GX-2010-0220

Dear Mr. Reed:

Please consider this case to be a working docket at this time and not an internally-generated rulemaking case in accord with 4 CSR 240-2.180.

This case is not the formal rulemaking process yet, so you may wish to change the number in EFIS to be a GW case. Staff plans to file its formal Petition for Promulgation after holding Roundtable discussions with the interested persons and after finalization of the language of the proposed rule. 4 CSR 240-2.180.

Staff opened this case at this time for the purpose of receiving informal written comments concerning the proposed rule(s) and to permit electronic access to this information by interested persons. The first Roundtable is scheduled for January 25.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lera L. Shemwell".

Lera L. Shemwell  
Eric Dearmont

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the matter of In the Matter of	)	
Rulemaking for the Purchased Gas	)	
Adjustment Actual Cost Adjustment	)	Case No. GX-2010-0220
Process.	)	

**MOTION TO OPEN WORKING RULEMAKING CASE**

COMES NOW the Staff ("Staff") of the Missouri Public Service Commission ("Commission") in the above-captioned matter and for its Motion to Open a Case for Rulemaking states as follows:

1. On January 21, 2010, Staff submitted a proposed rule in EFIS, not as its Petition for rulemaking as required by 4 CSR 240-2.180, but primarily to facilitate the exchange of information among interested persons and to make the proposed rulemaking open to the public.

2. Staff requests the Commission change the style of the case to Actual Cost Adjustment Process.

3. Staff has included a draft rule proposal in this case. This proposal will be discussed with interested persons in a Roundtable scheduled for January 25, 2010, at 10am in the Ballroom on the 4<sup>th</sup> floor of the Governor's Office Building.

WHEREFORE, the Staff respectfully requests the Commission approve opening a working docket for the purposes of: receiving information and comments concerning Staff's Draft proposed rule and making that and any related information available to all interested persons through the electronic filing process.

Respectfully submitted,

**/s/ Lera L. Shemwell**\_\_\_\_\_

Lera L. Shemwell  
Deputy General Counsel  
Missouri Bar No. 43792

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Missouri Public Service Commission  
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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 22<sup>nd</sup> day of January 2010.

**/s/ Lera L. Shemwell**\_\_\_\_\_