

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

In the Matter of the Proposed)
Promulgation of Emergency Rule 4 CSR)
240-3.265 Natural Gas Utility Petitions for) Case No. GX-2004-
Infrastructure System Replacement
Surcharges.

STATE OF MISSOURI)
)
COUNTY OF COLE)

AFFIDAVIT

Warren T. Wood, of lawful age and being first duly sworn deposes and states:

1. Senate Substitute for Senate Committee Substitute for House Bill No. 208, Section 1, 92nd General Assembly, 1st Regular Session states, in part, that gas corporations may file petitions with the Commission seeking Infrastructure System Replacement Surcharges.

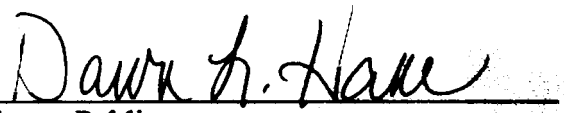
2. There is not presently in place for gas corporations any rate procedure promulgated by the Commission to provide for the filing, processing, and procedures for ISRS cases.

3. Senate Substitute for Senate Committee Substitute for House Bill No. 208, Section 1, 92nd General Assembly, 1st Regular Session (H.B. 208) goes into effect on August 28, 2003

4. Proposed Commission rule 4 CSR 240-3.265 will provide a procedure for disposition of ISRS cases. Absent such a rule, the Commission will have no rule to permit the processing and disposition of gas corporation ISRS petitions as required by H.B. 208


Warren T. Wood

Subscribed and sworn to before me, the undersigned notary public this 12th day of August, 2003.


DAWN L. HAKE
Notary Public - State of Missouri
County of Cole
Notary Public

My Commission Expires: Jan 9, 2005

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