

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

In the matter of the application of Trigen- )  
Kansas City Energy Corporation for a )  
Certificate of Public Convenience and )  
Necessity authorizing it to construct, install, ) Case No. HA-2006-0294  
own, operate, control, manage and maintain )  
a steam heat distribution system to provide )  
steam heat service in Kansas City, Missouri, )  
as an expansion of its existing certified area. )

**PROPOSED LIST OF ISSUES, ORDER OF WITNESSES AND ORDER OF  
CROSS-EXAMINATION**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), on its own behalf and on behalf of all other parties to this case, and respectfully submits the following Proposed List of Issues, Order of Witnesses and Order of Cross-Examination, for the evidentiary hearing in this case:

1. On January 10, 2006, Trigen filed its Application seeking to expand its certificated service area for the provision of regulated steam heating service in downtown Kansas City, Jackson County, Missouri.

2. Staff is filing this Joint Motion on behalf of all of the Parties. The Parties participating in this Motion are: Trigen-Kansas City Energy Corporation (Trigen), Truman Medical Center, Inc. (TMC), Missouri Gas Energy (MGE), and Staff. KCPL filed a Notice of Withdrawal and asked to be omitted from this document.

**I. LIST OF CONTESTED ISSUES**

**A. Should the Commission grant Trigen's requested Certificate of Convenience and Necessity to construct, install, own, operate, control, manage and maintain a system for the provision of steam heating service to the public pursuant to its approved rates, rules and regulations in Kansas City, Jackson County, Missouri (in the area more particularly**

described in Appendix B to Trigen’s Application) as an expansion of its current service territory as being “necessary or convenient for the public service” pursuant to Sections 393.170 and 393.290 RSMo (2000)?

B. If so, should any conditions be imposed on the Certificate of Convenience and Necessity?

**II. ORDER OF WITNESSES**

**A. TRIGEN**

1. Brian P. Kirk
2. Murray Sim

**B. TMC**

1. David A. Wagner

**C. STAFF**

1. Alan J. Bax
2. V. William Harris

**D. MGE**

1. Michael Noack

**III. ORDER OF CROSS-EXAMINATION**

**1. Trigen Witnesses**

TMC  
Staff  
MGE

**2. TMC Witnesses**

Trigen  
Staff  
MGE

**3. Staff Witnesses**

Trigen  
TMC  
MGE

4. **MGE Witnesses**

Staff  
TMC  
Trigen

**WHEREFORE**, the Staff, on behalf of itself and the other Parties, respectfully requests the Commission issue an Order adopting the Proposed List of Issues, Order of Witnesses and Order of Cross-Examination.

Respectfully submitted,

**/s/ Robert V. Franson**

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Missouri Bar No. 34643

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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 4<sup>th</sup> day of May 2006.

**/s/ Robert V. Franson**