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May 2, 2005

FILED⁴

MAY 02 2005

**Missouri Public
Service Commission**

HAND DELIVERY

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

Re: County of Jackson, Missouri v Trigen-Kansas City Energy Corp.
and Thermal North America, Inc., Case No. HC-2005-0331

Dear Mr. Roberts:

Enclosed for filing in the above case is an original and eight copies of each of the following:

Answer to Complaint; and
Motion to Accept Answer One Day Out of Time.

If you have any questions concerning this filing, please contact Paul DeFord in our Kansas City office.

Thank you for your attention to this matter.

Sincerely,

LATHROP & GAGE L.C.

By: *Susan Kliethermes*
Susan C. Kliethermes
Paralegal

enclosures

cc: All counsel of record

JCDOCS 21464v1

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BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

FILED⁴

MAY 02 2005

Missouri Public
Service Commission

COUNTY OF JACKSON, MISSOURI)

COMPLAINANT,)

vs.)

TRIGEN-KANSAS CITY ENERGY CORP.)

Case No. HC-2005-0331

and)

THERMAL NORTH AMERICA, INC.)

RESPONDENTS.)

ANSWER TO COMPLAINT

COMES NOW Trigen-Kansas City Energy Corp. and for it's Answer to the Complaint of the County of Jackson, Missoure ("Jackson County" or "County") state as follows;

1. Trigen-KC Energy Corp. ("Trigen KC" or "Trigen") is a corporation organized and existing under the laws of the State of Delaware with principal offices located at 1177 West Loop South, Suite 900, Houston, Texas 77027. Trigen KC is a wholly-owned subsidiary of Trigen Energy Corp. (Trigen Corp.). Trigen Corp., through a number of operating subsidiaries similar to Trigen KC, is the operator of a number of steam heating systems throughout the United States similar to the one herein involved.

2. Trigen-KC admits the allegations of paragraph 5 of the Complaint with the exception of the final sentence. Trigen denies that termination of looped service will result in the provision of inadequate service.

3. Trigen admits the allegations of paragraph 6 of the Complaint with the exception of the implication that looped service is "necessary".

4. Trigen admits the allegations of paragraph 7 of the Complaint with the exception of the final sentence. Trigen denies the allegation of the final sentence of paragraph 7.

5. Trigen admits the allegations of the first two sentences of paragraph 8 of the Complaint but denies the remainder of the allegations set forth therein.

6. Trigen denies the allegations of paragraph 9 of the Complaint.

7. Trigen is without sufficient knowledge to admit or deny the allegations of paragraph 10 of the Complaint and therefore denies same.

8. Trigen admits the accuracy of the estimated cost of removal and relocation of the steam loop but is without sufficient knowledge to further speculate as to the ultimate effect on the Company or its customers.

9. Trigen admits the allegations of paragraph 12 of the Complaint.

10. Trigen admits the allegations of paragraph 13 of the Complaint.

11. Trigen admits the allegations of paragraph 14 of the Complaint.

12. Numbered paragraph 15 of the Complaint constitutes legal argument that Trigen is not obligated to admit or deny or otherwise answer.

13. Numbered paragraph 16 of the Complaint constitutes legal argument or request for relief that Trigen is not obligated to admit deny or otherwise answer.

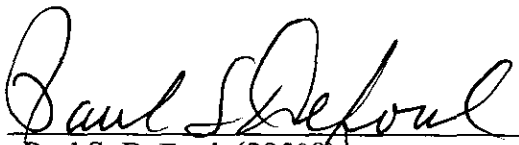
14. The remainder of the Complaint concerns the County's request for expedited treatment. The remaining allegations have been addressed by the Commission and are therefore moot and require no further answer.

WHEREFORE, having fully answered, Trigen respectfully requests that the Commission dismiss the County's Complaint and for such other and further relief as the Commission deems necessary and just in the circumstances.

Respectfully submitted,

Dated: May 2, 2005

LATHROP & GAGE L.C.

By: 
Paul S. DeFord (29509)
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Attorney for Respondent
Trigen-Kansas City Energy Corp.

CERTIFICATE OF SERVICE

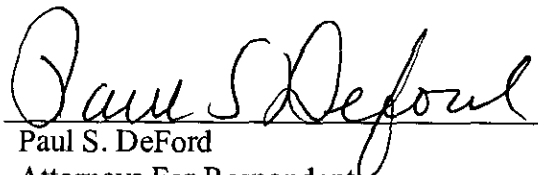
I hereby certify that a copy of the above and foregoing was served, by First Class United States Mail, Postage Prepaid, on the following counsel of record this 2nd day of May, 2005

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