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BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

In the Matter of Missouri       )  
Public Service Filing to       )  
Reflect the Winter Purchased )Case No. GR-2002-392  
Gas Adjustment Calculations   )  
For the Eastern System.       )

PRE-HEARING CONFERENCE  
TRANSCRIPT OF PROCEEDINGS  
VOLUME I

KEVIN THOMPSON,  
Deputy Chief Regulatory Law Judge,  
Presiding

Tuesday, September 30, 2003  
10:00 a.m.

REPORTED BY:       Monnie S. VanZant, CCR, CSR, RPR  
Associated Court Reporters  
714 W. High Street  
Jefferson City, MO 65102  
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A P P E A R A N C E S

For Missouri Public Service Commission:

Mr. Robert Franson  
Public Service Commission  
200 Madison Street  
P.O. Box 360  
Jefferson City, MO 65102  
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For Aquila:

Mr. Dean L. Cooper  
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For Office of Public Counsel:

Mr. Douglas E. Micheel  
Office of the Public Counsel  
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(573) 751-5560

Phonetic spelling: (ph.)  
Exactly as Stated: (sic)

1                               TRANSCRIPT OF PROCEEDINGS

2                               JUDGE THOMPSON: We'll go on the  
3                               record. Good morning. We are here in the  
4                               matter of Missouri Public Service filing to  
5                               reflect the winter purchased gas adjustment  
6                               calculations for the eastern system for the  
7                               year 2001, 2002, Case No. GR-2002-392. Lewis  
8                               Mills is the regulatory law judge assigned to  
9                               preside over this matter, and I am sitting in  
10                              for him this morning because he is otherwise  
11                              occupied. My name is Kevin Thompson.

12                             We will go ahead and take oral entries of  
13                             appearance at this time. Why don't we begin  
14                             with Aquila?

15                             MR. COOPER: Dean L. Cooper from the  
16                             law firm of Brydon, Swearngen & England, P.O.  
17                             Box 456, Jefferson City, Missouri, 65102,  
18                             appearing on behalf of Aquila, Inc., doing  
19                             business as Aquila Networks - MPS.

20                             JUDGE THOMPSON: Thank you, Mr.  
21                             Cooper. Mr. Franson?

22                             MR. FRANSON: Robert Franson  
23                             appearing on behalf of the staff of the Public  
24                             Service Commission, P.O. Box 360, Jefferson  
25                             City, Missouri, 65102.

1 JUDGE THOMPSON: Thank you. Mr.  
2 Micheel?

3 MR. MICHEEL: Douglas E. Micheel,  
4 appearing on behalf of the Office of Public  
5 Counsel and the public, P.O. Box 7800,  
6 Jefferson City, Missouri, 65101-7800.

7 JUDGE THOMPSON: I notice that in  
8 Judge Mills' order he discussed the filing of  
9 a proposed procedural schedule, but he did not  
10 set a date for that. That will be due one  
11 week from today. And that's on the record, so  
12 conduct yourselves accordingly. Who knows  
13 offhand what the date one week from today is?

14 MR. FRANSON: Well, Judge, that  
15 would be October 7th.

16 JUDGE THOMPSON: The 7th?

17 MR. FRANSON: Yes, sir.

18 JUDGE THOMPSON: Very good.

19 MR. FRANSON: Could we request that  
20 that be October 15th rather than October 7th?

21 JUDGE THOMPSON: For the proposed  
22 procedural schedule?

23 MR. FRANSON: Yes, sir.

24 JUDGE THOMPSON: And why is that?

25 MR. FRANSON: I will be out of the

1 office for a period of time and would request  
2 that.

3 JUDGE THOMPSON: Well, okay.

4 MR. FRANSON: I also believe we are  
5 near resolution of most, if not all, of the  
6 matters in this case.

7 JUDGE THOMPSON: Well, I'm happy to  
8 hear that. But assuming you don't get  
9 resolved, we'll go ahead and expect the  
10 proposed procedural schedule on October 15th.

11 MR. FRANSON: Thank you, Judge.

12 JUDGE THOMPSON: Or by October 15th.  
13 Okay? I think that's all I have. Do any of  
14 the parties have anything at this time? Mr.  
15 Franson?

16 MR. FRANSON: I have an oral motion,  
17 Judge, regarding the caption in this case.  
18 And I believe that I have talked to  
19 Mr. Micheel and Mr. Cooper about this. Judge,  
20 the caption that is appearing in the orders is  
21 currently in the matter of Missouri Public  
22 Service filing to reflect the winter purchased  
23 gas adjustment calculations for the eastern  
24 system.

25 JUDGE THOMPSON: Okay. You don't

1           like that caption?

2                       MR. FRANSON:  No.  No.  I don't -- I  
3           don't care for that one.  I would propose  
4           instead that that should be as was found in  
5           staff's recommendation In The Matter of  
6           Aquila, Inc., d/b/a Aquila Networks - MPS,  
7           purchased gas adjustment factors to be  
8           reviewed in its actual cost adjustment for  
9           2001, 2002.  Judge, the reason for this motion  
10          is that I think when this was originally  
11          filed, it came in as a tariff and possibly a  
12          modification, but it is not really an accurate  
13          caption.  And that's why I'm asking that it be  
14          modified in that regard.

15                      JUDGE THOMOPSON:  Okay.  Tell you  
16          what, since Judge Mills isn't here and since I  
17          didn't get a chance to write all that down  
18          while you were reciting it, why don't you go  
19          ahead and file a written motion to recaption  
20          the case?

21                      MR. FRANSON:  That's why I was  
22          making an oral motion, for the specific  
23          purpose of avoiding that.  And that's why I  
24          was asking for it now.

25                      JUDGE THOMPSON:  Well, go ahead and

1 do an oral motion, written motion anyway.

2 MR. FRANSON: I've got an oral

3 motion, Judge.

4 JUDGE THOMPSON: Go ahead and do a

5 written motion anyway. Thank you. Anything

6 else? Okay. There being nothing further,

7 we'll go ahead and adjourn the recorded

8 portion of the prehearing conference at this

9 time.

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