

ORIGINAL

STEWART & KEEVIL, L.L.C.
ATTORNEYS AT LAW

CHARLES BRENT STEWART
JEFFREY A. KEEVIL

1001 CHERRY STREET
SUITE 302
COLUMBIA, MISSOURI 65201-7931

TELEPHONE (573) 499-0635
FACSIMILE (573) 499-0638

June 27, 2002

Missouri Public Service Commission
Attn: Secretary of the Commission
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, Mo. 65102-0360

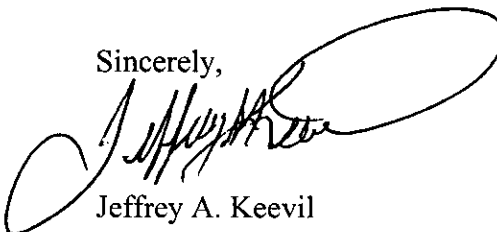
RE: Case No. GR-99-304

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case are an original and the appropriate number of copies of a Response to Order Changing Date for Filing Proposed Procedural Schedule on behalf of Kansas Pipeline Company.

Copies of this filing have on this date been mailed or hand-delivered to counsel of record. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeffrey A. Keevil", with a large, stylized loop at the end.

Jeffrey A. Keevil

JAK/er
Enclosures
cc: counsel of record

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

| | | |
|--|---|--------------------|
| In the Matter of Missouri Gas Energy's |) | |
| Purchased Gas Cost Adjustment Factors |) | Case No. GR-99-304 |
| to be Reviewed in its 1998-1999 |) | |
| Actual Cost Adjustment |) | |

**RESPONSE TO ORDER CHANGING DATE FOR FILING
PROPOSED PROCEDURAL SCHEDULE**

COMES NOW Intervenor Kansas Pipeline Company ("Intervenor"), and for this Response to Order Changing Date for Filing of a Proposed Procedural Schedule respectfully states as follows:

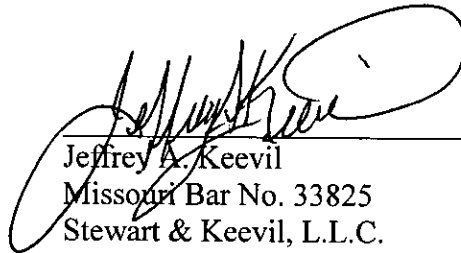
1. The Commission issued, by delegation of authority, its Order Changing Date for Filing of a Proposed Procedural Schedule ("Order") in this proceeding on May 23, 2002. In its Order, the Commission recognized that this case has been held open without a procedural schedule pending a decision in Case No. GR-96-450 (although not mentioned in the Order, this was due to the commonality of certain issues between the two cases); that the time for an appeal of the Commission's Report and Order in Case No. GR-96-450 will not expire until 30 days after May 21, 2002; and that, under those circumstances, the requirement to file a proposed procedural schedule by May 30, 2002, was no longer reasonable and extended the date for filing a proposed schedule until July 1, 2002, presumably to see if an appeal would be timely filed in GR-96-450 and thereby obviate the need for a procedural schedule pending the conclusion of judicial review of GR-96-450.

2. On June 14, 2002, a petition for review (i.e., appeal) of GR-96-450 was filed in the Cole County Circuit Court. That case has been docketed as Case No.

02CV324478 in the circuit court. Depending upon the circuit court's decision in that case and/or the Court of Appeals' decision on appeal thereof, the need for a procedural schedule, or any further substantive action, in the instant case may be entirely eliminated or the number of issues in the instant case may be reduced; alternatively, the circuit court and/or Court of Appeals could remand Case No. GR-96-450 to the Commission for further action as ordered by the court. In any event, since judicial review of GR-96-450 has been sought, it would be premature to require the filing of a proposed procedural schedule, or for the Commission to set a procedural schedule on its own, in the instant proceeding until a final, non-appealable judicial resolution of GR-96-450 has been reached (including any potential judicial review after remand to the Commission) for the same reasons that the instant proceeding has been held open pending a Commission decision in GR-96-450. As set forth above, the Commission's Order of May 23, 2002, seemed to recognize that it would be premature to set a procedural schedule in this case if judicial review was sought in GR-96-450.

WHEREFORE, for the reasons set forth above, Intervenor requests the Commission issue its order (i) relieving the parties of the obligation to file a proposed procedural schedule by July 1, 2002, and (ii) ordering that this case be held open without a procedural schedule pending a final, non-appealable judicial resolution of GR-96-450, including any potential judicial review after a Commission decision on remand thereof.

Respectfully submitted,



Jeffrey A. Keevil
Missouri Bar No. 33825
Stewart & Keevil, L.L.C.
1001 Cherry Street, Suite 302
Columbia, Missouri 65201
(573) 499-0635
(573) 499-0638 (fax)
per594@aol.com
ATTORNEY FOR KANSAS
PIPELINE COMPANY

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was served by placing same in first-class mail, postage paid, or by hand-delivery, to counsel for parties of record on this 27th day of June, 2002.

