

**FINNEGAN, CONRAD & PETERSON L.C.**  
**ATTORNEYS AND COUNSELORS AT LAW**  
**1209 PENNTOWER OFFICE CENTER**  
**3100 BROADWAY**  
**KANSAS CITY, MISSOURI 64111**

(816)753-1122  
FACSIMILE: (816)756-0373

JEREMIAH D. FINNEGAN  
STUART W. CONRAD  
C. EDWARD PETERSON

May 18, 2001

**FILED<sup>2</sup>**

**MAY 18 2001**

**Missouri Public  
Service Commission**

VIA HAND DELIVERY

Mr. Dale H. Roberts, Secretary  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
Jefferson City, MO 65101

Re: Empire District Electric Company  
Case No. ER-2000-299

Dear Mr. Roberts:

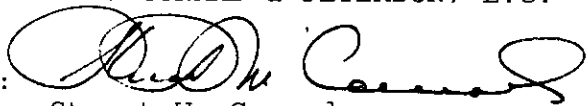
On Friday, May 14, 2001, several parties to this case, not including Intervenor Praxair Inc., filed a document entitled "Stipulation and Agreement Regarding Fuel and Purchased Power Expense." The document was stated to be filed under 4 CSR 240-2.115.

This letter will serve as the notice stated in 4 CSR 240-2.115(2) that Intervenor Praxair opposes this stipulation, and requests a hearing on all issues comprehended by it under the provisions of the Commission's rule and pursuant to the Missouri Supreme Court's ruling in *State ex rel. Fischer v. Public Service Commission*, 645 S.W.2d 39 (Mo.App. 1982), cert. denied, 464 U.S. 819, 104 S.Ct. 81, 78 L.Ed.2d 91 (1983) and the Federal court's rulings in *State ex rel. Arkansas Power & Light Company v. Public Service Commission*, 736 S.W.2d 457, 460 (Mo. App., W.D. 1987).

Sincerely yours,

FINNEGAN, CONRAD & PETERSON, L.C.

By:

  
Stuart W. Conrad

SWC:s  
Enclosures  
cc: All Parties