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October 17, 2007

VIA E-MAIL

Hon. Cherlyn Voss
Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

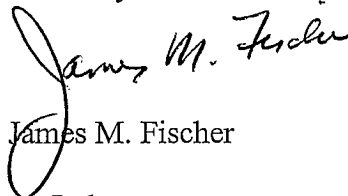
RE : Case No. GR-2006-0352

Dear Judge Voss :

I note that a proposed "Order Sustaining Objections to Direct Testimony of Randal T. Maffet" in the above-referenced matter is on for a vote during tomorrow's Agenda Meeting. As discussed in our Response in Opposition to Staff's Objections to the Direct Testimony of Randal T. Maffet filed on October 12, 2007, said prefiled testimony has not been offered and, in accordance with customary practice and procedure before this Commission, we assumed that any objections would be taken up at the evidentiary hearing when the Direct Testimony is offered into the record. Staff's "objections" did not take the form of a motion to strike, but simply put on record their objections to the testimony, which we will vigorously oppose. Lest we be accused of not responding, our opposition and intentions were stated in the above pleading in conformance with Commission Rule 4 CSR 240-2.080(15).

While we recognize that Motions to Strike may be addressed prior to the evidentiary hearing, if the customary practice of addressing general objections to testimony at the time of offering same has changed, I apologize for having missed it, and would request the opportunity to address these matters in oral argument. If the Commission is adopting a new approach to handling such procedural matters, I would respectfully request that the practicing bar be so advised in advance.

Sincerely



James M. Fischer

cc: Colleen M. Dale, Chief Regulatory Law Judge
Counsel of Record, Case No. GR-2006-0352