

BEFORE THE
MISSOURI PUBLIC SERVICE COMMISSION

Joint Application of)	
)	
Trigen-Kansas City Energy Corp.)	
)	
and)	Case No. HM-2004-0618
)	
Thermal North America, Inc.)	
)	
For Grant of the Authority Necessary)	
for the Transfer of Control, Sale of)	
All Stock Currently Owned by)	
Trigen Energy Corporation, Inc. to)	
Thermal North America, Inc.)	

**MOTION TO ACCEPT JOINT MOTION TO ESTABLISH
PROCEDURAL SCHEDULE ONE DAY OUT OF TIME**

COME NOW the Joint Applicants, the Office of the Public Counsel and the Staff of the Missouri Public Service Commission and for their Motion to Accept Joint Motion to Establish Procedural Schedule One Day Out of Time state:

1. Due to communication and production difficulties the parties were unable to finalize the Joint Motion to Establish Procedural Schedule in time for filing on the original due date.
2. The delay in filing was not anticipated and is not intended to prejudice any party to this proceeding. Further, because all parties to the case joined the motion no prejudice may be claimed.

WHEREFORE, the parties jointly respectfully request that the Commission accept the Joint Motion to Establish Procedural Schedule one day out of time.

Respectfully submitted on behalf of the parties,

LATHROP & GAGE, L.C.

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and Thermal North America, Inc.*

Dated: August 24, 2004

CERTIFICATE OF SERVICE

I hereby certify that a correct copy of the foregoing pleading was sent via U.S. Mail or electronic transmittal on this 24th day of August, 2004, to:

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