

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
September 22, 2000**

CASE NO: EM-2000-369

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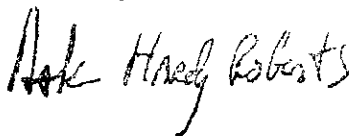
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Stuart W. Conrad

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Enclosed find certified copy of a NOTICE Of Ex Parte in the above-numbered case(s).

Sincerely,



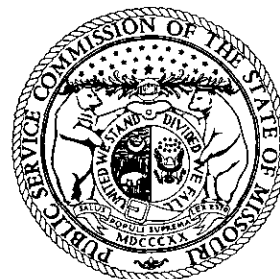
**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

Notice of *Ex Parte* Contact

TO: Records Department: All Parties in Case No. **EM-2000-369**
All Commissioners

FROM: Chair Sheila Lumpe *SL*

DATE: September 21, 2000



On September 21, 2000, I received a letter from Anita C. Randolph, Director, Energy Center, Department of Natural Resources. The Commission is currently considering the same issues as to those set out in this document in Case Number **EM-2000-369**. The Commission is bound by the same *ex parte* rule as a court of law.

Pursuant to 4 CSR 240-4.020(4) it is improper for any person to attempt to sway the judgement of the Commission by undertaking, directly or indirectly, outside the hearing process, to bring pressure or influence to bear upon the Commission, or the Regulatory Law Judge assigned to the proceeding.

Whenever such contact might occur 4 CSR 240-4.020(a) states: as *ex parte* communications (either oral or written) may occur inadvertently, any member of the Commission or Regulatory Law Judge who received the communication shall immediately prepare a written report concerning the communication and submit it to the Chair and each member of the Commission. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, out of an abundance of caution, I think it appropriate to submit this notice of *ex parte* contact pursuant to the standards set out in the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel



Commissioners

SHEILA LUMPE
Chair

M. DIANNE DRAINER
Vice Chair

CONNIE MURRAY

ROBERT G. SCHEMENAUER

KELVIN L. SIMMONS

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Director, Utility Operations

ROBERT SCHALLENBERG
Director, Utility Services

DONNA M. KOLILIS
Director, Administration

DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE
General Counsel

June 23, 2000

Anita C. Randolph
Director, Energy Center
Department of Natural Resources
P.O. Box 176
Jefferson City, MO 65102-0176

Re: Case Number **EM-2000-369**

Dear Ms. Randolph:

The Commission appreciates knowing your opinion.

This case is an open case, so I cannot comment on it. Your letter will be shared with all the Commissioners and be placed in the official file so all the parties can view it.

Thank you for taking the time to write.

Sincerely,

Sheila Lumpe
Sheila Lumpe

cc: Commissioners



Mel Carnahan, Governor • Stephen M. Mahfood, Director

DEPARTMENT OF NATURAL RESOURCES

ENERGY CENTER

P.O. Box 176 Jefferson City, MO 65102-0176 (573) 751-4000

FAX (573) 751-6860

September 20, 2000

*24 parts?
yes*

The Honorable Sheila Lumpe, Chair
Missouri Public Service Commission
Governor Office Building
200 Madison Street
Jefferson City, Missouri

Dear Commissioner Lumpe:

During last week's hearing on the merger of Utilicorp United, Inc. and Empire District Electric Company, there was discussion of renewable energy and energy efficiency programs and projects. In the course of questioning, you suggested that a technical committee might be formed to look into addressing these issues via rulemaking that would be applicable to all Missouri utilities, rather than on a case-by-case basis.

We believe energy efficiency and renewable energy resources should play a significant role in Missouri's energy future. As a state that imports 95 percent of its total energy supply, with fossil fuels representing nearly 93 percent of its energy consumption, it makes good economic and environmental sense to invest in efficiency and clean resources. Missouri citizens should share in the public benefits of clean air and lower energy costs, regardless of the potential restructuring of the power industry.

*** The DNR Energy Center supports the formation of a Technical Committee to consider effective energy efficiency and renewable resource programs and is prepared to offer any assistance the Commission may request in the formation and operation of such a body.

Please contact me at your convenience to discuss how you would like to proceed.

Sincerely,

ENERGY CENTER

Anita C. Randolph

Anita C. Randolph
Director

ACR:bwk

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

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 22ND day of September 2000.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

