

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 22, 2002**

CASE NO: ER-2002-424

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

James Swearingen
Brydon, Swearingen & England
312 East Capitol Ave
P.O. Box 456
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Stewart W. Conrad
Finnegan, Conrad & Peterson, L.C.
3100 Broadway, Suite 1209
Kansas City, MO 64111

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

Sincerely,



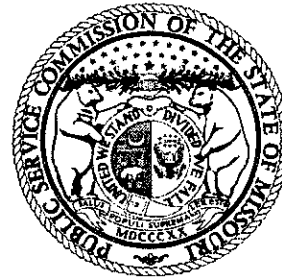
Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copies:

Notice of *Ex Parte* Contact

TO: Records Department:
All Parties in Case No. **ER-2002-424**
All Commissioners

FROM: Chairman Kelvin Simmons *KLS*
Commissioner Connie Murray *cm*
Commissioner Sheila Lumpe *SL*
Commissioner Steve Gaw *SG*
Commissioner Bryan Forbis *BF*



DATE: March 21, 2002

On March 20, 2002, we received the attached e-mail document from Tony Gott. The Commission is currently considering the issues discussed in this document in Case No. **ER-2002-424**. **ER-2002-424** is a contested case. The Commission is bound by the same *ex parte* rule as a court of law.

Although communications from members of the public and members of the legislature are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4), when a communication (either oral or written) occurs outside the hearing process, any member of the Commission or Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it each member of the Commission and the parties to the case. 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, I submit this report pursuant to 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

Simmons, Kelvin

From: Gott, Tony [tgott@AECI.org]
Sent: Wednesday, March 20, 2002 4:59 PM
To: Simmons, Kelvin; Gaw, Steve; Lumpe, Sheila; Murray, Connie; Forbis, Bryan
Subject: Empire District Electric Company

Dear Commissioners:

I am writing to express my opposition to Empire District Electric's rates increasing. Straight to the point, I do not want to pay more for my electricity. I do not want to pay additional money to relieve low income residents. I think Empire should be required to give the refund that was previously granted.

Sincerely,

J.A. "Tony" Gott, P.E.

756 S. Scott Circle
Republic, MO 65738

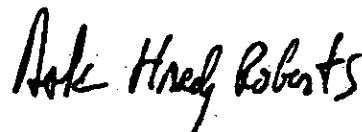
phone: 417-732-2456

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 March 2002 .



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

