

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
December 19, 2001**

CASE NO: GR-99-435

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

Sincerely,



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

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Missouri Public Services' Purchased)
Gas Adjustment Factors to be Audited in its) **Case No. GR-99-435**
1998-1999 Actual Cost Adjustment)

ORDER ADOPTING PROCEDURAL SCHEDULE

This order adopts a procedural schedule leading to a hearing regarding UtiliCorp United Inc. d/b/a Missouri Public Service's purchased gas adjustment factors to be audited in its 1998-1999 Actual Cost Adjustment.

By order issued on November 7, 2001, the parties were ordered to submit a proposed procedural schedule no later than December 17, 2001. On December 17, UtiliCorp United Inc. d/b/a Missouri Public Service, the Staff of the Commission, and the Office of the Public Counsel jointly filed a proposed procedural schedule.

The proposed procedural schedule is generally acceptable and will be adopted. However, the requested hearing date of April 17, 2002, is not available on the Commission's calendar. Instead, the hearing will begin on April 15 and continue on April 16.

The Commission finds that the following conditions should be applied:

(A) The Commission will require the prefiling of testimony as defined in Commission Rule 4 CSR 240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions, and evidence in issue and to

avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

(B) Pursuant to Commission Rule 4 CSR 240-2.130(15), testimony and schedules shall not be filed under seal and treated as proprietary or highly confidential unless the Commission has first established a protective order. Any testimony or schedule filed without a protective order first being established shall be considered public information.

(C) The parties shall agree upon and the Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing and the order in which they shall be called, and the order of cross-examination for each witness. Any issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.

(D) Each party shall file a statement of its position on each disputed issue. Such statement shall be simple and concise, and shall not contain argument about why the party believes its position to be the correct one.

(E) The Commission's general policy provides for the filing of the transcript within two weeks after the hearing. If any party seeks to expedite the filing of the transcript, such request shall be tendered in writing to the law judge at least five days before the date of the hearing.

(F) All pleadings, briefs and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and shall set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(G) All parties are required to bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only three copies of the exhibit are necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the three copies for the court reporter, copies for the Commissioners, the law judge, and all counsel.

IT IS THEREFORE ORDERED:

1. That the following procedural schedule is established:

Direct Testimony (Any party wishing to file)	-	January 29, 2002
Rebuttal Testimony (Any party wishing to file)	-	February 20, 2002
Surrebuttal Testimony (Any party wishing to file)	-	March 12, 2002
List of Issues	-	March 26, 2002
Statements of Positions	-	April 5, 2002
Hearing	-	April 15 and 16, 2002 8:30 a.m.

2. That the evidentiary hearing will be held in the offices of the Missouri Public Service Commission in Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. Any person needing additional accommodations to participate in this hearing may call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or 1-800-829-7541 (TDD) prior to the hearing.

3. That this order shall become effective on December 29, 2001.

BY THE COMMISSION



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

(S E A L)

Morris Woodruff, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 19th of December, 2001.

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 19th day of Dec. 2001.

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

