# STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY August 20, 1999

CASE NO: EA-2000-153

Office of the Public Counsel

P.O. Box 7800 Jefferson City, MO 65102

James M. Fischer, Esq.

James M. Fischer, P. C., 101 West McCarty Street, Suite 215 Jefferson City, MO 65101 **General Counsel** 

Missouri Public Service Commission

P.O. Box 360

Jefferson City, MO 65102

Martin J. Bregman, Executive Director

Law

Western Resources, Inc.

818 South Kansas Avenue

Topeka, KS 66612

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

Sincerely,

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

**Uncertified Copy:** 

To all Mayors of all municipalities and county commissions located within Jasper County

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of
Westar Generating, Inc. for a Certificate
of Public Convenience and Necessity
Authorizing it to Construct, Install,
Own, Operate, Control, Manage, and
Maintain Electric Production Facilities
in Jasper County, Missouri, Pursuant to
the terms of a July 26, 1999 Agreement for )
the Construction, Ownership and Operation
of State Line Combined Cycle Generating
Facility.

Case No. EA-2000-153

#### ORDER AND NOTICE

On August 17, 1999, Westar Generating, Inc. (WGI) filed an application with the Commission for a certificate of public convenience and necessity to allow it to construct, own and operate State Line Cycle Generating Facility. The facility is to be located in the southwest corner of Jasper County, Missouri. Proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to the mayors of all municipalities and county commissions located within Jasper County. The Information Officer of the Commission shall send notice of this application to the members of the General Assembly who represent Jasper County, and to the newspapers that serve Jasper County as listed in the newspaper directory of the current Official Manual of the State of

Missouri. In addition, the Records Department of the Commission shall send notice to all the electric companies regulated by the Commission.

Proper persons wishing to intervene shall file an application to intervene with the Secretary of the Missouri Public Service Commission. Copies of the application to intervene should be sent to the parties listed below.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Applicant may submit its evidence in support of the application by verified statement. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989).

#### IT IS THEREFORE ORDERED:

- 1. That the Information Office and the Records Department of the Missouri Public Service Commission shall provide notice as set out herein.
- 2. That any interested person wishing to intervene in this case shall file an application on or before September 9, 1999 with:

Secretary of the Missouri Public Service Commission P.O. Box 360 Jefferson City, Missouri 65102 and copies shall be served upon the following persons:

James M. Fischer Attorney at Law 101 West McCarty Street Suite 215 Jefferson City, Missouri 65101

and

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

3. That this order shall become effective on August 30, 1999.

BY THE COMMISSION

Loke Hoed Roberts

**Dale Hardy Roberts** 

Secretary/Chief Regulatory Law Judge

(SEAL)

Morris L. Woodruff, Regulatory Law Judge, by delegation of authority pursuant to 4 CSR 240-2.120(1), (November 30, 1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri, on this 20th day of August, 1999.

### 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 20TH day of AUGUST, 1999.

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Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge