

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

In the Matter of 4 CSR 240-40.016 Proposed        )  
Rule - Gas Utilities, Marketing Affiliate        ) Case No. GX-99-445  
Transactions.        )

**ORDER CHANGING EFFECTIVE DATE**

On April 26, 1999, the Missouri Public Service Commission (Commission) filed proposed rule 4 CSR 240-40.016 *Marketing Affiliate Transactions* with the Secretary of State. On June 14, 1999, UtiliCorp United, Inc., d/b/a Missouri Public Service (MPS), filed its *Motion for Issuance of Protective Order*. On June 23, 1999, the Office of the Public Counsel (OPC) filed its *Request for Protective Order*. On June 25, 1999, the Commission entered its *Order Adopting Protective Order*, adopting a standard protective order and bearing an effective date of July 6, 1999.

On June 30, 1999, OPC filed its *Request to Change Effective Date*. OPC stated that the July 6, 1999, effective date of the protective order creates a problem because initial comments are due on July 1, 1999, and OPC plans to file initial comments on that date referring to highly confidential information. OPC stated that it believes that the effective date can be changed to July 1, 1999, without impairing due process, because the Commission's *Order Adopting Protective Order* was a procedural order of an interlocutory nature. OPC also stated that the attorney for MPS has no objection to OPC's

request to change the effective date of the Commission's order July 1, 1999.

Upon review of OPC's request, the Commission has decided that it can change the effective date of its order without impairing due process since the effective date of an order is of a procedural and interlocutory nature.

**IT IS THEREFORE ORDERED:**

1. That the effective date for the *Order Adopting Protective Order* issued by the Missouri Public Service Commission on June 25, 1999, is changed from July 6, 1999 to July 1, 1999.

2. That this order shall become effective on June 30, 1999.

**BY THE COMMISSION**



**Dale H. Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Keith Thornburg, 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 30th day of June, 1999.

