

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
August 14, 2001

CASE NO: AX-2002-67

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

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

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

Sincerely,

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive style with a large, stylized "D" and "R".

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 14th day
of August, 2001.

In the Matter of Proposed Amendments to 4 CSR)
240-2.130, Evidence.) **Case No. AX-2002-67**

ORDER FINDING NECESSITY FOR RULEMAKING

The Commission on its own motion has determined that changes to 4 CSR 240-2.130, Evidence, of its rules are necessary in order for the Commission to accept pleadings and other information in an electronic format. The proposed amendments will allow documents to be filed in electronic formats with the Commission at the option of the parties and allow for service on other parties by electronic means. The sections of the rule requiring multiple paper copies are also being amended to eliminate the filing of paper copies that are no longer necessary. In addition, a change is necessary to clarify how an exhibit filed after the hearing should be submitted. Finally, the Commission finds it necessary to make stylistic and grammatical changes for clarity.

Nothing in the amendments will require electronic filing, and paper copies may be submitted under the rules as amended. These amendments will make filing documents with the Commission more efficient and less costly for each entity and each person involved.

The Commission has authority to make procedural rules under Sections 386.040 and 386.410, RSMo. Section 536.016, RSMo, requires a state agency to find that a

proposed rule is necessary to carry out the purposes of the statute that granted the rulemaking authority based on substantial evidence on the record. Based on the record, the Commission finds that the proposed amendments to 4 CSR 240-2.130, Evidence, are necessary to carry out the purposes of Sections 386.040 and 386.410, RSMo.

IT IS THEREFORE ORDERED:

1. That the Commission will proceed to make the necessary amendments to section 4 CSR 240-2.130, Evidence, by following the applicable procedures of administrative rulemaking with the Missouri Secretary of State's Office.
2. That this order shall become effective on August 24, 2001.

BY THE COMMISSION



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

(S E A L)

Simmons, Ch., Lumpe, and Gaw, CC.,
concur.
Murray, C., absent.

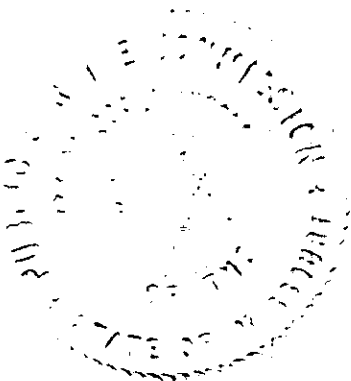
Dippell, Senior Regulatory Law Judge

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 14th day of August 2001.



A handwritten signature in black ink, reading "Dale Hardy Roberts", is written over a horizontal line.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge