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April 14, 2000

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DANA K. JOYCE
General Counsel

FILED³

APR 14 2000

Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

RE: Case No. GO-2000-635

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **STAFF RECOMMENDATION FOR APPROVAL**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Thomas R. Schwarz, Jr.

Thomas R. Schwarz, Jr.
Deputy General Counsel
(573) 751-5239
(573) 751-9285 (Fax)

TRS:sw
Enclosure
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

APR 14 2000

Missouri Public
Service Commission

In the Matter of the Application of)
Strategic Energy, L.L.C. for Certification)
as a Seller of Energy Services in Missouri.)

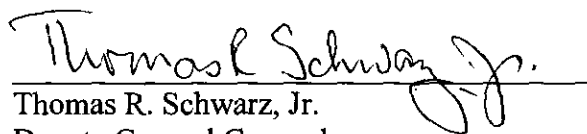
Case No. GO-2000-635

STAFF RECOMMENDATION FOR APPROVAL

On April 11, 2000, Strategic Energy, L.L.C. filed with the Missouri Public Service Commission its Application for Certification as a Seller of Energy Services in Missouri. The Staff of the Commission has reviewed the application, and recommends, in the Memorandum attached as Appendix A, that the Commission approve the application as filed, indicating that Energy Services, L.L.C. is certified as a seller of energy services.

Respectfully submitted,

DANA K. JOYCE
General Counsel



Thomas R. Schwarz, Jr.
Deputy General Counsel
Missouri Bar No. 29645

Attorney for the Staff of the
Missouri Public Service Commission
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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 14th day of April, 2000.

Thomas R. Schwany Jr.

MEMORANDUM

TO: Missouri Public Service Commission Official Case File,
Case No. GO-2000-635, Strategic Energy L. L. C.

FROM: *KAE MMD*
Kim Elvington, Gas Department - Tariffs/Rate Design

Robert Matocovic 4/13/00
Project Coordinator / Date

Thomas R. Schwann Jr. 4/13/00
General Counsel's Office / Date

SUBJECT: Staff Recommendation On Application Of Strategic Energy, L.L.C. For
Certification As A Seller Of Energy Services In Missouri

DATE: April 13, 2000

On April 11, 2000, Strategic Energy, L.L.C. of Pittsburgh, Pennsylvania filed its APPLICATION FOR CERTIFICATION AS A SELLER OF ENERGY SERVICES IN THE STATE OF MISSOURI (Application) in response to Missouri Public Service Commission (Commission) Rule 4 CSR 240-45.010.

The Rule prescribes the Commission's filing requirements and certification procedures with respect to energy sellers pursuant to sections 393.297 through 393.301, RSMo. Among other things, applicants for certification must include in their applications an agreement which states that the:

- (1) Applicant agrees to pay all applicable business license taxes, or its proportionate share of the franchise fee or Payment In Lieu Of Taxes (PILOT) in each political subdivision in which it sells energy;
- (2) Applicant waives its right to challenge the validity of the agreement;
- (3) Applicant waives its right to the refund of any amounts paid pursuant to the agreement; and,
- (4) Applicant will make its records available to the Commission and the political subdivisions with the right to audit the records.

In its Application, Strategic Energy, L.L.C. listed all of the communities currently in Missouri Gas Energy's service area as potential communities where they may sell energy. Even though they are not selling energy in any of these communities at this time, the applicant just wanted the communities to be aware of their commitment to be responsible for all applicable business license taxes if they do sell energy.

The Commission's Gas Department-Tariffs/Rate Design Staff (Staff) has reviewed the Application filed by Strategic Energy, L.L.C. and believes that it meets all of the requirements contained in Rule 4 CSR 240-45.010. Therefore the Staff recommends the Commission approve the Application as filed by Strategic Energy, L.L.C.

**Service List for
Case No. GO-2000-635
April 14, 2000**

**Office of the Public Counsel
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Portfolio Manager, Natural Gas
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