



Commissioners

WILLIAM D. STEINMEIER
Chairman

ALLAN G. MUELLER
CONNIE B. HENDREN
JAMES M. FISCHER
DAVID L. RAUCH

Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
314 751-3234
314 751-1847 (Fax Number)

ROBERT J. SCRIBNER
Staff Director

HARVEY G. HUBBS
Secretary

MARY ANN YOUNG
General Counsel

September 7, 1989

FILED

SEP 7 1989

PUBLIC SERVICE COMMISSION

Mr. Harvey G. Hubbs
Secretary
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

Re: Case No. HM-90-4 - In the matter of the application of Kansas City Power & Light Company for authority to sell its downtown Kansas City, Missouri, central station steam heat distribution system, and for the revocation of its certificate of public convenience and necessity to provide steam heat service; and

Case No. HA-90-5 - In the matter of the application of Trigen-Kansas City District Energy Corporation, for permission, approval, and a certificate of public convenience and necessity authorizing it to acquire, own, operate, control, manage, and maintain a steam heat distribution system to provide steam heat service, and for approval of its rates and rules and regulations applying to steam heat service.

Dear Mr. Hubbs:

Attached for filing please find an original and fourteen (14) conformed copies of Staff's Motion for Continuance of Hearing. Copies have been sent by facsimile transmission this date to all parties of record.

Thank you for your assistance in processing this filing.

Sincerely,

Mary Ann Young
Mary Ann Young
General Counsel

MAY:nsh
Enclosures
cc: All parties of record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the matter of the application of)
Kansas City Power & Light Company)
for authority to sell its downtown)
Kansas City, Missouri, central)
station steam heat distribution)
system, and for the revocation of)
its certificate of public)
convenience and necessity to)
provide steam heat service.)

Case No. HM-90-4

In the matter of the application)
of Trigen-Kansas City District)
Energy Corporation, for permission,)
approval, and a certificate of)
public convenience and necessity)
authorizing it to acquire, own,)
operate, control, manage, and)
maintain a steam heat distribution)
system to provide steam heat)
service, and for approval of its)
rates and rules and regulations)
applying to steam heat service.)

Case No. HA-90-5

MOTION FOR CONTINUANCE OF HEARING

Comes now the Staff of the Missouri Public Service Commission, (Staff) and for its Motion for Continuance of Hearing states as follows:

1. The hearing in the above-referenced cases is scheduled for Monday, September 11, 1989 at 10:00 a.m. (Order, August 25, 1989, p. 2). The hearing was postponed to that date upon request of the Staff based on absence of proposed rate information and the final language of the contract for sale of the system.

2. Staff's request of August 24, 1989 for postponement of this hearing to September 11, 1989 was based on an assumption that final documents needed for review and preparation of Staff's recommendation in this case would be received by Monday, August 28, 1989. As of this date, some of those documents are still unavailable.

3. Today, September 7, 1989, Trigen-Kansas City District Energy Corporation (Trigen) filed with the Commission certain documents including proposed rates. In the cover letter of that filing, Trigen stated that contracts in "substantially final form"

FILED

SEP 7 1989

PUBLIC SERVICE COMMISSION

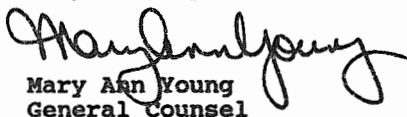
were being filed by Kansas City Power & Light Company in companion Case No. HA-90-4.

4. Staff has been in frequent contact with both KCPL and Trigen and has received advance copies of certain documents and information. Staff is diligently engaged in review of these documents whether in final or "substantially final form". However, Staff does not believe it can make a recommendation as to whether the sale is in the public interest and whether Trigen's Application for Certificate should be granted as requested until all final documents are received, including the Steam System Sales Agreement, and the approximately 20 or so exhibits which are intended to be attached to that Agreement. Staff's use of the terms "substantially final form" and "final documents" contemplates either unexecuted documents the parties file with the Commission which reflect substantial terms agreed upon or executed agreements.

5. Staff does not believe the Commission should grant the relief requested in these two dockets without final documents. Therefore, Staff recommends that the hearing in this case be postponed until such time as final documents are available for review by the Staff and determination by the Commission.

WHEREFORE, Staff requests that the Commission continue the hearing currently scheduled for Monday, September 11, 1989 to a date to be set. Once all final documents are filed, Staff will advise the Commission and parties to these dockets when Staff can complete its recommendation and when a hearing may be rescheduled.

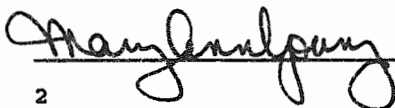
Respectfully submitted,


Mary Ann Young
General Counsel

Attorney for the Staff of the
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102
(314)751-7485

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been provided by facsimile transmission to all parties of record this 11th day of September, 1989.


2