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FILED
3
*ALSO ADMITTED IN
KANSAS AND MASSACHUSETTS

APR 07 2000

April 6, 2000

Missouri Public
Service Commission

FEDERAL EXPRESS

Mr. Dale H. Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
301 West High R530
Jefferson City, Missouri 65102

ET-2000-627

Re: **St. Joseph Light & Power Company**
PSC Tariff Filing No. TF 2000 00882

Dear Mr. Roberts:

Enclosed are the original and fourteen (14) conformed copies of **APPLICATION TO INTERVENE AND REQUEST FOR BRIEF SUSPENSION OF AG PROCESSING INC.**, which please file in the above matter and call to the attention of the Commission.

An additional copy of the material to be filed is enclosed, which kindly mark as received and return to me in the enclosed envelope as proof of filing.

Thank you for your attention to this important matter. If you have any questions, please call.

Sincerely yours,

FINNEGAN, CONRAD & PETERSON, L.C.

By: 
Stuart W. Conrad

SWC:s
Enclosures
cc: All Parties

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FILED³

APR 07 2000

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Missouri Public
Service Commission

ET-2000-627

In re the Filing by St. Joseph)
Light & Power Company to Implement)
a Tariff to Establish A Voluntary)
Load Reduction Rider)

File No. ~~ET-2000-00882~~

APPLICATION TO INTERVENE
AND REQUEST FOR BRIEF SUSPENSION
OF AG PROCESSING INC.

Comes now AG PROCESSING INC, a COOPERATIVE ("AGP") and pursuant to 4 C.S.R. 240-2.075 applies to intervene herein and become a party hereto in respect to the above matter. In support thereof, AGP respectfully states:

1. AGP is an agricultural cooperative and is a large manufacturer and processor of soybean meal and soy-related food products and other grain products throughout the central and upper Midwest, including the State of Missouri. AGP is the largest cooperative soybean processing company in the world, the third-largest supplier of refined vegetable oil in the United States and the third-largest commercial feed manufacturer in North America.

2. AGP operates a major processing facility in St. Joseph, Missouri, is an important electrical supply customer of St. Joseph Light & Power Co. ("SJLP"), and there utilizes significant quantities of electrical energy provided by or through SJLP's facilities. AGP is among the largest electrical customers of SJLP.

3. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

Stuart W. Conrad, Esq.
FINNEGAN, CONRAD & PETERSON, L.C.
1209 Penntower Office Center
3100 Broadway
Kansas City, Missouri 64111
Voice: (816) 753-1122
Fax: (816) 756-0373
E-mail: stucon@fcplaw.com

and to:

Mr. Gary Chesnut
Corporate Purchasing Manager
Ag Processing Inc.
12700 West Dodge Rd.
Omaha, NE 68154

4. On March 28, 2000, SJLP filed a proposed tariff which would implement a voluntary load reduction program or service within the Missouri service area of the utility. The nature of this proposal, and particularly the terms and conditions thereof, are of potential interest to AGP.

5. AGP is interested in and concerned regarding the terms of this proposed tariff, its applicability to AGP, terms of its availability and other possible terms, conditions and provisions of the tariff. As a major electric customer of SJLP, AGP is in a position to be directly affected by the proposed tariff and its terms and may be bound or adversely affected by any Commission order issued in this proceeding in connection with this filing. Because SJLP provides electricity to AGP under separate rate schedules and because of AGP's size and load factor, AGP is in the special and unique position of representing

its own interest which will not and cannot be represented adequately by any other party including Public Counsel and which interest is direct and immediate and differs from that of the general public. Therefore, it will aid the Commission and protect and advance the public interest that AGP be permitted to intervene in this proceeding so as to protect its interest.

6. Despite being one of the largest, if not the largest electrical customer of SJLP, no copy of the tariff was served on AGP and no notification to customers has been issued by SJLP to AGP's knowledge. Simultaneously with submitting this Application to Intervene, AGP, through its counsel, is requesting that SJLP provide it with a copy of the tariff filing and all supporting documentation filed with the Commission on, about, or following March 28, 2000. Formulation of a final position with respect to the filing must necessarily await receipt and analysis of this requested material. However, for purposes of 4 C.S.R. 240-2.075(2), AGP states that it is opposed to the discriminatory pricing of electricity and related utility services.

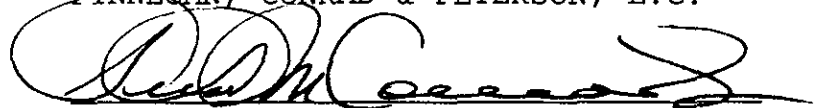
7. Section 393.150 authorizes the Commission to initiate an investigation and enter upon a hearing and in connection therewith suspend the effectiveness of any proposed tariff. Typically such suspension is for as much as roughly ten months. AGP requests that the Commission initiate such an investigation and suspend the effectiveness of this tariff, but only for a brief period of not more than thirty (30) days to permit examination and consideration of the tariff and possible discussion with

representatives of SJLP of any identified concerns. AGP would respectfully reserve the right to request a longer suspension period and a full hearing should such discussions not be fruitful.

WHEREFORE, AGP prays: (a) that the proposed tariff be briefly suspended pending review by AGP of the filing and any supporting documentation; (b) that depending upon such analysis that a hearing or other process may be needed and requested; and (c) that AGP be permitted to intervene herein and be made a party hereto with all rights to have notice of and participate in hearings to present evidence, cross-examine witnesses, file briefs and participate in argument, should any be had; and (d) for all other needful and proper relief appropriate in the premises.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.



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ATTORNEYS FOR AG PROCESSING INC.

VERIFICATION

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

Comes now Stuart W. Conrad, and having been first duly sworn, states that he is counsel for the within applicant for intervention and has been duly authorized to file this application; that he has read and is familiar with the contents thereof and that the statements therein made are true and correct to the best of his knowledge and belief.


Stuart W. Conrad

IN WITNESS WHEREOF, I have hereunto set my hand and my official seal at my office in Kansas City, Jackson County, Missouri on this 6th day of April, 2000.

Notary Public Within and for
said County and State

(SEAL)

My Commission Expires:

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing Application for Leave to Intervene by U.S. mail, postage prepaid addressed to all parties by their attorneys of record as provided by the Secretary of the Commission and shown on the sheet following.


Stuart W. Conrad

Dated: April 6, 2000

Service Listing for TF 2000 00882:

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