

(B) The parties shall agree on and file a list of issues to be determined herein by the Commission. Staff shall be responsible for actually drafting and filing the list of issues and the other parties shall cooperate with Staff in the development thereof. Any

issue not included in the issues list will be presumed to not require determination by the Commission.

(C) The parties shall file a list of the witnesses to appear on each day of the hearing and the order in which they shall be called. The parties shall propose the order of cross-examination and file a joint pleading indicating the same.

(D) The Commission's general policy provides for the filing of the transcript within two weeks after the hearing. Because of the desire to expedite this matter, the Commission shall direct that the transcript be received no later than **two business days** from the conclusion of the hearing.

(E) Because much of the evidence will have been filed before the hearing, the Commission will require pretrial briefs that address all the issues in dispute and all the relevant prefiled testimony. In order to expedite this matter, the Commission will allow the opportunity for closing arguments in lieu of post-hearing briefs.

(F) Because the testimony will largely have been prefiled in this matter, the Commission directs that any objections to the prefiled testimony that can be raised before the hearing shall be made before the hearing as ordered below.

(G) All pleadings and briefs shall be filed in accordance with 4 CSR 240-2.080. The briefs to be submitted by the parties shall follow the same list of issues as filed in the case. The briefs must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(H) All parties are required to bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has been prefiled, and served on the other parties, only one copy of the exhibit is necessary for the court reporter.

If an exhibit has not been prefiled, the party offering it shall bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.

(l) The parties may file proposed findings of fact and proposed conclusions of law. To be considered, the proposed findings of fact must cite to the proper portions of the record.

IT IS THEREFORE ORDERED:

1. That the Proposed Procedural Schedule filed by all the parties is rejected.
2. That the procedural schedule is set as follows:

Direct Testimony	November 18, 2005
Rebuttal Testimony	December 9, 2005
Prehearing Conference	December 12, 2005 beginning at 10:00 a.m.
Issues List, Order of Witnesses, Order of Cross-Examination, and Order of Opening Statements	December 19, 2005
Objections to Prefiled Testimony	December 21, 2005
Responses to Objections to Testimony	December 28, 2005
Pretrial Briefs	December 28, 2005
Evidentiary Hearing	January 4-5, 2006 beginning at 8:30 a.m.
Transcripts due no later than	January 9, 2006
Proposed Findings of Facts and Conclusions of Law – optional	January 12, 2006

3. That the prehearing conference and the hearing will be held at the Commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, a facility which meets the accessibility standards of the Americans with

Disabilities Act (ADA). Any person who needs additional accommodations to participate in the prehearing conference or the hearing must call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

4. That the parties are directed to comply with the conditions set out in this order.

5. That this order shall become effective on October 26, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Nancy Dippell, Senior Regulatory Law
Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 26th day of October, 2005.