

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of Proposed Amendment to
Commission Rule 4 CSR 240-3.135 Filing)
and Reporting Requirements.)

Case No. EX-2003-

AFFIDAVIT

1 The filing requirements for applications for resolution of annexation-related disputes by electric service providers were recently moved from 4 CSR 240-21 Electric Service Territorial Agreements (Chapter 21) to 4 CSR 240-3 Filing and Reporting Requirements (Chapter 3), which will become effective on April 30, 2003.

2. Currently the only filing requirements for annexation-related disputes are filing fees. The Staff of the Missouri Public Service Commission (Staff) must then request information regarding the dispute after the application is filed.

3. The additional time required for the Staff to request information and the time required for a subsequent response by the electric service providers causes a delay in filing of the Staff's recommendation as well as a delay in the ultimate determination by the Missouri Public Service Commission (Commission).

4. Filing of the routinely required additional information at the time of the filing of the electric utility's application at the Commission would provide the information to the Staff and the Commission earlier in the process, would increase the efficiency of the Staff and would reduce the time necessary for the Staff to process its recommendation in the case.

5. Annexation-related disputes may involve electric suppliers that do not contribute to the funding of the Commission. Currently there are fees for the hearing time for reviewing territorial agreements, however the language needed to extend the fees to hearings to resolve an annexation-related dispute was omitted. Therefore the hearing is in effect paid for by utilities that are assessed fees by the Commission. This is contrary to the intent of the Commission and language is needed to apply the hearing fees to the parties in annexation related disputes.

I certify that I have read the foregoing statement and that the facts therein are complete, true and accurate to the best of my knowledge and belief.


Affiant

Subscribed and sworn to before me, the undersigned notary public on

March 26, 2003



