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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

January 2, 2000
Jefferson City, Missouri
Volume 1

In the Matter of Trigen of Kansas)
City Making a Timely Request for) Case No. HO-2000-20
Rehearing of the Assessment Order.)

DALE H. ROBERTS, Presiding,
CHIEF REGULATORY LAW JUDGE.

REPORTED BY:

KELLENE K. FEDDERSEN, CSR, RPR
ASSOCIATED COURT REPORTERS, INC.

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8 FOR: Office of the Public Counsel
9 and the Public.

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11 Jefferson City, Missouri 65102
(573) 751-3234

12 FOR: Staff of the Missouri Public
13 Service Commission.

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1 P R O C E E D I N G S

2 JUDGE ROBERTS: On the record, please.

3 Good morning, ladies and gentlemen. We're
4 here in the matter of Trigen of Kansas City Making a Timely
5 Request for Rehearing of the Assessment Order, Case
6 No. HO-2000-20.

7 And as indicated in the Order Setting
8 Prehearing Conference, this case was actually filed quite a
9 a while ago, and sat -- perhaps was mutually agreeable that
10 it sat for a while, but we need to at least have a
11 prehearing conference and see where this case -- what needs
12 to be done, if some discovery needs to occur, maybe if Staff
13 needs to prepare some information.

14 So before we discuss those matters, we'll take
15 entries of appearance starting with the Applicant, please.

16 MR. KEEVIL: Applicant for rehearing,
17 Trigen-Kansas City Energy Corporation, is represented in
18 this matter by Jeffrey A. Keevil of the law firm Stewart &
19 Keevil, LLC. Our address is 1001 Cherry Street, Suite 302,
20 Columbia, Missouri 65201.

21 MR. HAAS: William Haas appearing on behalf of
22 the Staff of the Public Service Commission. My address is
23 Post Office Box 360, Jefferson City, Missouri 65102.

24 MR. COFFMAN: John B. Coffman appearing on
25 behalf of the office of the Public Counsel, P.O. Box 7800,

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1 Jefferson City, Missouri 65102.

2 JUDGE ROBERTS: Thank you. I don't see anyone
3 here to request intervention.

4 Mr. Keevil, the gentleman with you is with
5 Trigen?

6 MR. KEEVIL: I'm sorry, sir. The only -- yes.

7 JUDGE ROBERTS: I just want to make sure there
8 wasn't anybody here who needed to be recognized for request
9 for intervention.

10 Mr. Keevil, what would you like? Where are we
11 on this case? I know that one problem we may all be facing
12 is that there's a Hancock case. I don't know if this was a
13 part of the -- I know we did the rehearing a year ago or two
14 years ago and there were Hancock issues involved, and the
15 Hancock case is now before the Missouri Supreme Court. So
16 I'm not sure if the questions in this case are going to tie
17 back to the questions to be disposed of by the Supreme
18 Court.

19 MR. KEEVIL: Quite honestly, I'm not sure
20 either, Judge. I think for purposes of today, what we would
21 like to do is, after we go off the record, have an
22 opportunity to, as you provided in the Order, confer with
23 the staff internal accounting people, which I notice are
24 here, and try to determine how the assessment in question
25 was arrived at, see what's in there, what's not.

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1 And perhaps after doing that, at some later
2 date we could make some sort of filing later to advise you
3 what type of -- what, if any, type of further proceedings we
4 deem necessary.

5 I would mention, too, Judge I'm going to be
6 out of the state next week. So if you're looking at setting
7 some kind of filing date, it would need to be further out in
8 the future than that.

9 JUDGE ROBERTS: Thank you. Staff, any
10 comments or requests?

11 MR. HAAS: We have previously provided our
12 work papers in response to a Data Request and are willing to
13 discuss those work papers.

14 JUDGE ROBERTS: Okay. Public Counsel?

15 MR. COFFMAN: No. I'm not sure if we'll take
16 a very significant interest in this case, but we're just
17 monitoring today.

18 JUDGE ROBERTS: Great. Okay. Well, I
19 don't -- I actually appreciate your putting me on notice
20 that you were going to be out of town, Mr. Keevil. I don't
21 plan to set anything at this time. I don't see any need to
22 really push too hard. I wanted to make sure that you had an
23 opportunity to pursue the information that you wanted for
24 you and your client. I will probably tickle this for about
25 30 days from today just to check back and see what's going

1 on, 30 days to six weeks maybe.

2 I mean, I don't want this just to sit, but at
3 the same time I don't want to rush you in your discovery and
4 discussions. And also, as I said, I know that the Missouri
5 Supreme Court's come down with a decision which may or may
6 not affect PSC assessments and Hancock and all those other
7 issues that are floating out there.

8 MR. KEEVIL: I was going to say, since you did
9 mention that, that may be -- again, I'm not really sure what
10 all is being addressed in that Supreme Court case, but that
11 might be relevant to what we do here. We'd need to wait
12 long enough to see what comes down the bank on that,
13 perhaps. Who knows.

14 JUDGE ROBERTS: Okay. Well, I think that
15 answers my questions in terms of where we are and what's
16 going to be happening in the near future, unless anyone has
17 any requests. Mr. Coffman, anything from Public Counsel?

18 MR. COFFMAN: Nothing.

19 JUDGE ROBERTS: Mr. Haas, anything for the
20 Staff?

21 MR. HAAS: No, sir.

22 JUDGE ROBERTS: Mr. Keevil, anything else for
23 you?

24 MR. KEEVIL: Nothing else at this time.

25 JUDGE ROBERTS: With that, we'll go off the

1 record. Thank you very much for coming this morning.

2 WHEREUPON, the recorded portion of the
3 prehearing conference was concluded.

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