

Notice of *Ex Parte* Contact

TO: Data Center
All Parties to Case No. **WR-2006-0250**
PSC Commissioners

FROM: Steven C. Reed
Regulatory Law Judge

DATE: April 26, 2006



On April 25, 2006, I received the attached letter from Richard W. Moore, Legal Counsel for the Missouri Department of Natural Resources. DNR is a party to this case. The Commission is currently considering the issues referenced in this document in Case No. **WR-2006-0250**. The letter does not indicate that it was served upon the other parties to the case. The Commission is bound by the same *ex parte* rule as a court of law.

Whenever such contact might occur 4 CSR 240-4.020(8) states: as *ex parte* communications (either oral or written) may occur inadvertently, any member of the Commission or Regulatory Law Judge who received the communication shall immediately prepare a written report concerning the communication and submit it to the Chair and each member of the Commission. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, out of an abundance of caution, I think it appropriate to submit this notice of *ex parte* contact pursuant to the standards set out in the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel