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Missouri Public
Service Commission

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

Re: Case No. AX-2000-118

Dear Mr. Roberts:

The Office of the Public Counsel makes the following comments on the proposed revision to the Commission rules:

4 CSR 240-2.090 Discovery and Prehearings

1. (8) The PSC needs to clarify this rule so that it is clear whether the PSC is requiring a moving party to make informal good faith attempts to resolve discovery disputes (similar to many circuit courts' "golden rule") prior to seeking a PSC order. If it is not mandatory, the rule should state that failure to attempt to informally resolve the disputes does not affect a party's right to seek an order compelling answers or other sanctions.

We have enclosed the original and fourteen copies for filing with the Commission.

Very truly yours,

Michael F. Dandino
Senior Public Counsel

MFD:kh

cc: Counsel of record

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