

Robin Carnahan

Secretary of State
Administrative Rules Division

RULE TRANSMITTAL

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SECRETARY OF STATE
ADMINISTRATIVE RULES

Rule Number 4 CSR 240-4.020 Rescission

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Use a "SEPARATE" rule transmittal sheet for EACH individual rulemaking.

APR 22 2010

Name of person to call with questions about this rule:

Content Nancy Dippell Phone 573-751-4393 FAX _____

Email address nancy.dippell@psc.mo.gov

Missouri Public
Service Commission

Data Entry same Phone _____ FAX _____

Email address _____

Interagency mailing address Public Service Commission, 9th Fl, Gov.Ofc Bldg, JC, MO

TYPE OF RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency rulemaking, include effective date
☐ Proposed Rulemaking
☐ Withdrawal ☐ Rule Action Notice ☐ In Addition ☐ Rule Under Consideration

☒ Order of Rulemaking

Effective Date for the Order _____

☒ Statutory 30 days OR Specific date _____

Does the Order of Rulemaking contain changes to the rule text? ☐ NO

☐ YES—LIST THE SECTIONS WITH CHANGES, including any deleted rule text:

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SMALL BUSINESS
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ADMINISTRATIVE RULES



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Director, Utility Operations

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Secretary/General Counsel

KEVIN A. THOMPSON
Chief Staff Counsel

April 21, 2010
~~March 22, 2010~~

Honorable Robin Carnahan
Secretary of State
Administrative Rules Division
600 West Main Street
Jefferson City, Missouri 65101

Dear Secretary Carnahan:

Re: 4 CSR 240-4.020 Conduct During Proceedings (Rescinded)

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order of rulemaking lawfully submitted by the Missouri Public Service Commission for filing.

Statutory Authority: Sections 386.250, RSMo 2000.

If there are any questions, please contact: Nancy Dippell, Deputy Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102
(573) 751-4393
nancy.dippell@psc.mo.gov

Nancy Dippell
Nancy Dippell
Deputy Chief Regulatory Law Judge

**Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240 – Public Service Commission
Chapter 4 - Standards of Conduct**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 386.410, RSMo 2000, the commission rescinds a rule as follows:

4 CSR 240-2.020 Conduct During Proceedings is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 15, 2009 (34 MoReg 2590). No changes have been made in the proposed rescission so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended January 21, 2010 and a public hearing on the rescission and the rule proposed to replace it was held January 22, 2010. Timely written comments were received from Southwestern Bell Telephone Company, d/b/a AT&T Missouri; The Missouri Energy Development Association (MEDA); CenturyLink; the Office of the Public Counsel (OPC), and the Secretary/General Counsel of the Missouri Public Service Commission. In addition, the following witnesses offered testimony at the public hearing on January 22, 2010: Steven C. Reed, Secretary/General Counsel for the commission; Leo Bub, for AT&T Missouri; Paul Boudreau for MEDA; Becky Kilpatrick for CenturyLink; Lewis Mills for OPC; John Coffman for AARP and the Consumers Council of Missouri; and Stephen Kidwell for AmerenUE. The testimony and comments supported the rescission of the existing rule and offered recommendations for changes in the rule that will replace the rule that is being rescinded.

RESPONSE: The commission will rescind the rule.

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