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December 9, 2009

**VIA EFIS**

Secretary  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
P. O. Box 360  
Jefferson City, MO 65102-0360

RE: Empire District Gas Company, Case No. GR-2009-0434  
Rebuttal Testimony—Constellation NewEnergy-Gas Division, LLC

Dear Secretary,

Enclosed for filing in Case No. GR-2009-0434 is the rebuttal testimony of two witnesses on behalf of Constellation NewEnergy-Gas Division, LLC (Constellation), Ms. Wendi P. Brown and Mr. Richard Haubensak. Mr. Haubensak's testimony is complete, including the witness' affidavit. However, Ms. Brown's affidavit is unavailable at the time of this filing because of the heavy snowfall in the area where she resides and works. The affidavit will be late-filed as soon as it is available.

Thank you for your assistance in processing this filing. Copies are being served electronically on all parties of record to this case. Please contact me if there are any questions.

Sincerely,

**/s/ William D. Steinmeier**  
William D. Steinmeier

cc: General Counsel  
Office of Public Counsel  
Parties of Record  
Mary Ann (Garr) Young