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August 10, 2004

EUGENE E. ANDERECK (1923-2004)  
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PHIL HAUCK (1924-1991)

FILED<sup>2</sup>

AUG 10 2004

Missouri Public  
Service Commission

Secretary  
Public Service Commission  
P.O. Box 360  
Jefferson City, Missouri 65102

Re: In the Matter of the Application of Citizens Electric Corporation for Cancellation  
of its Tariff, P.S.C. Mo. Nos. 2 and 7  
Cae No. ED-2004-0223

Dear Secretary:

Enclosed for filing please find an original and eight copies of Citizens' Response to  
Order Directing Filing in the above referenced case.

If you have any questions, please contact me at the number listed above.

Sincerely,

*Lisa Chase*  
Lisa Cole Chase

LCC:lw

Encl.

CC: General Counsel, OPC  
General Counsel, PSC  
Citizens Electric Corporation

FILED<sup>2</sup>

AUG 10 2004

BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI

Missouri Public  
Service Commission

In the Matter of the Application of )  
Citizens Electric Corporation for )  
Cancellation of its Tariff, P.S.C. Mo. Nos. )  
2 and 7 )

Case No. ED-2004-0223

**Citizens' Response to Order Directing Filing**

COMES NOW Citizens Electric Corporation ("Citizens"), by and through its counsel of record, Andereck, Evans, Milne, Peace & Johnson, L.L.C., and in response to the Missouri Public Service Commission's Order Directing Filing issued on August 3, 2004, states as follows:

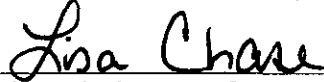
1. On April 21, 2004, Citizens filed its Response to Second Order Directing Filing. On June 17, 2004, the Staff of the Missouri Public Service Commission filed *Staff's Supplemental Response and Recommendation*. Citizens did not object to Staff's analysis of section 4 CSR 240-3.190.
2. Staff stated: "Staff recommends that the Commission cancel the tariff sheets of Citizens, as Citizens has requested, and, as stated in the January 26, 2004 Staff Reply to Citizens' Response, the Staff no longer recommends that the Commission cancel the certificates of convenience and necessity held by Citizens." (paragraph 1).
3. Staff's recommendation then addressed revised section 4 CSR 240-3.190 which went into effect on April 30, 2004. Staff noted that parts (4) and (5) of revised section 4 CSR 240-3.190 address safety which apply to electrical corporations and rural electrical cooperatives. Citizens agrees that it is subject to the Commission's safety

regulations. Citizens intends to comply fully with the Commission's safety regulations, including 4 CSR 240-3.190(4) and (5).

WHEREFORE, Citizens respectfully requests that its tariffs be cancelled, but that Citizens retain its Certificates of Public Convenience and Necessity.

**ANDERECK, EVANS, MILNE  
PEACE & JOHNSON, L.L.C.**

By:



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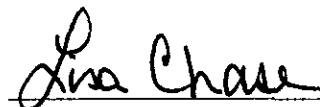
**ATTORNEYS FOR CITIZENS  
ELECTRIC CORPORATION**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing has been served on all Parties of Record, via first-class U.S. Mail, postage prepaid, on this 10<sup>th</sup> day of August, 2004.

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Steve Dottheim  
Missouri Public Service Comm'n  
P.O. Box 360  
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Lisa Cole Chase