

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of an Investigation into Compliance)	
With the Required Registration of Sellers of)	Case No. GO-2004-0195
Electricity and Gas for Use of Consumption)	
Within Missouri.)	

AFFIDAVIT OF MADELINE A. COBLENZ

I, Madeline A. Coblenz, being first duly sworn, state as follows:

1. My name is Madeline A. Coblenz, and I am presently employed by Duke Energy Corporation, as Associate General Counsel. As an attorney in the legal department, I am familiar with the mission and operations of Duke Energy Corporation.

2. I am aware that Duke Energy Control Area Services, LLC, Duke Energy Merchants, LLC, Duke Energy Operating Co., Duke Energy Operating Co, LLC, Duke Energy St. Francis, LLC, Associated Natural Gas, Inc., Associated Natural Gas Co., Duke Energy Marketing America, LLC, and Duke Energy Trading and Market Services, L.L.C.¹ have been named as parties in the above-captioned matter currently pending before the Public Service Commission of the State of Missouri. I understand that the Commission initiated this proceeding in order to determine if certain Missouri entities are violating Missouri law by engaging in the sale and distribution of energy services within the State of Missouri, without first being registered with the Commission pursuant to Missouri law.

3. Duke Energy Control Area Services, LLC, a wholly-owned subsidiary of Duke Energy North America, LLC, provides control area services to affiliated and unaffiliated entities.

¹ The Commission named Duke Energy Trading and Market Services, L.L.C. as a party to this proceeding. While there is no Duke company with this name, there is a Duke company known as Duke Energy Trading and Marketing, L.L.C.

It does not sell electricity, natural gas, methane or propane at the retail level in Missouri, and has never done so in the past. It currently conducts no business activities in the State of Missouri.

4. Duke Energy Merchants, LLC has never sold electricity, natural gas, methane or propane at the retail level in Missouri. It has a refined products license to sell gasoline and diesel, but not at the retail level. Duke Energy Merchants, LLC is in the process of winding up its business and expects to be dissolved later this year.

5. Duke Energy Operating Co. and Duke Energy Operating Co, LLC have never sold electricity, natural gas, methane or propane at the retail level in Missouri. Duke Operating Company, LLC is a payroll company for certain Duke Energy employees.

6. Duke Energy St. Francis, LLC, a wholly-owned subsidiary of Duke Energy North America, LLC, has never sold electricity, natural gas, methane or propane at the retail level in Missouri. Duke Energy St. Francis, LLC is an exempt wholesale generator doing business in Missouri. It buys power from Associated Electric Cooperative, Inc. and sells power to a Duke affiliate at the wholesale level only.

7. Associated Natural Gas, Inc. now does business under the name Duke Energy Field Services, L.P. Since becoming a part of the Duke Energy family of companies in 1997, this company does not sell electricity, natural gas, methane or propane at the retail level in Missouri.

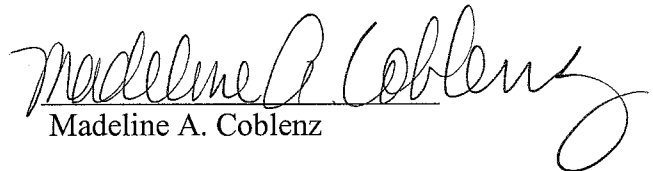
8. Associated Natural Gas Co. is now known as Duke Energy Natural Gas Corp. Since becoming a member of the Duke Energy family of companies in 1997, this company does not sell electricity, natural gas, methane or propane at the retail level in Missouri.

9. Duke Energy Marketing America, LLC does not sell electricity, natural gas, methane or propane at the retail level in Missouri and has never done so. Duke Energy Marketing America, LLC engages in marketing electricity and gas at the wholesale level only.

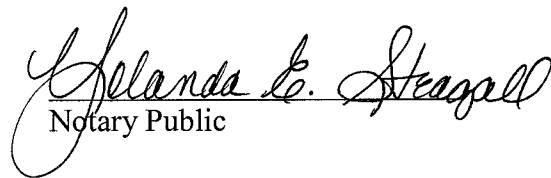
10. Duke Energy Trading and Marketing, L.L.C. does not sell electricity, natural gas, methane or propane at the retail level in Missouri. Duke Energy Trading and Marketing, L.L.C. engages in marketing electricity and gas at the wholesale level only in Missouri.

11. None of the entities discussed above and named in this proceeding engage in any activity or business that would constitute the distribution or sale of electricity or natural gas at retail within the State of Missouri.

Further Affiant sayeth not.


Madeline A. Coblenz

Subscribed and sworn to before me this 31st day of MARCH, 2004.


Notary Public

My Commission expires:

