LAW OFFICES

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February 3, 2004

Mr. Dale Roberts, Secretary Missouri Public Service Commission 200 Madison Street PO Box 360 Jefferson City, MO 65102-0360

FILED

FEB 0 6 2004

RE:

Alliance Energy Services, LLC

Case No. GO-2004-0195

Missouri Public Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above-referenced matter is the original and eight (8) copies of Alliance Energy Services, LLC's Motion for Dismissal of Party Alliance Energy Services, LLC.

Thank you for your attention to this matter. Please call me if you have any questions.

Sincerely,

Marc A. Russell

MAR Enclosures

cc: Jason P. Doyle

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the matter of an Investigation into Compliance with the Required Registration of Sellers of Electricity and Gas for Use or Consumption Within Missouri

Case No. GO-2004-0195

Missouri Public Service Commission

MOTION FOR DISMISSAL OF PARTY ALLIANCE ENERGY SERVICES, LLC

COMES NOW Alliance Energy Services, LLC, by and through its undersigned counsel, and respectfully requests that this Commission dismiss it as a named party in this investigatory proceeding, and that it be allowed to withdraw from all further participation in the same. In support of this Motion, Alliance Energy Services, LLC respectfully states as follows:

- 1. Alliance Energy Services, LLC is not an energy "distributor" or "seller" within the intent and purpose of Section 393.297 *et seq.*, RSMo 2000.
- 2. Alliance Energy Services, LLC operates as a broker/dealer of propane gas to customers outside the state of Missouri, but takes no part in the distribution or sale of electricity or gas within the State of Missouri or elsewhere.
- 3. Attached hereto is the Affidavit of Mr. Jason P. Doyle, sole member of Alliance Energy Services, LLC, attesting to the facts set forth herein.
- 4. In light of the stated facts, Alliance Energy Services, LLC believes that it has inadvertently and erroneously been included within the scope and jurisdiction of these proceedings.

WHEREFORE, having no interest in the outcome of this proceeding, Alliance Energy Services, LLC respectfully requests that it be dismissed therefrom and relieved from all further participation as a party to this matter.

Marc A. Russell

MoBar #53996

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ATTORNEYS FOR ALLIANCE ENERGY SERVICES, LLC.

CERTIFICATE OF SERVICE