LAW OFFICE OF DONALD C. OTTO, JR.

901 Missouri BLVD #163
JEFFERSON CITY, MO 65101
PH: (573) 690-2849

APRIL 24, 2001

FILED
APR 2 5 2001

Secretary
Missouri Public Service Commission
Governor Office Building
Jefferson City, MO 65101

Survine Commission

RE: TXUES Complaint vs. MGE

GC-2001-593

To Whom It May Concern:

Enclosed please find and original and eight (8) copies of the page which was inadvertently missing from the above-referenced Complaint which I request be inserted into the original filing

Thank you very much for you assistance in the matter, and if you have any questions concerning this filing, please do not hesitate to contact me.

Very Truly Yours,

Donald C. Otto, Jr.

cc: Office of Public Counsel

DCO/cb

the fact that the usual procedure would be for Schreiber Foods to be receiving each month a supply of natural gas from TXUES via Williams Pipeline.

- 7. For August of 2000, per its usual procedure, TXUES nominated a volume of natural gas for the Schreiber Foods' facility with Williams Pipeline company. However, for an as of yet unknown reason, Williams Pipeline has no record of such nomination and consequently did not notify MGE of same.
- 8. MGE noted that no gas had been nominated for, or scheduled for delivery at, the Schreiber Foods' Mt. Vernon facility for August 2000, but failed to properly notify either the individual authorized for energy matters at Schreiber Foods or TXUES of this situation or to make the potential financial consequences of this lack of nomination known to anyone at Schreiber Foods.
- 9. As a result, Schreiber Foods received a penalty bill for August in the amount of \$78,000, which, in essence, became the first and only formal notification to responsible personnel at Schreiber Foods that the normal nomination procedure had not taken place and the first notification of any sort that the lack of nomination would result in penalty charges. This billing was not sent to the attention of a person responsible for energy matters at Schreiber Foods or, indeed, to the attention of anyone or any department, but was mailed to the Schreiber Foods plant in Mt. Vernon.