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FILED⁴

January 24, 2005

JAN 26 2005

Public Service Commission
Governor Hotel
Jefferson City, MO 65102

Missouri Public
Service Commission

RE: In the Matter of the Future Supply, Delivery and Pricing of the Electric Service Provided by
Kansas City Power & Light Company, Case No. EW-2004-0596

Dear Sir/Madam:

Enclosed for filing please find an original and 9 copies of Missouri Department of Natural Resources' Response to Praxair, Inc.'s Motion to Terminate Proceedings in the above-styled matter. Please stamp "filed" on the extra copy of the document for my files. Thank you.

Sincerely,

JEREMIAH W. (JAY) NIXON
Attorney General

Shelley A. Woods
SHELLEY A. WOODS
Assistant Attorney General

SAW:pah
Enclosure
c: Counsel of Record

JAN 26 2005

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

Missouri Public
Service Commission

In the Matter of the Future Supply,)
 Delivery and Pricing of the Electric)
 Service Provided by Kansas City) Case No. EW-2004-0596
 Power & Light Company)

MISSOURI DEPARTMENT OF
NATURAL RESOURCES'
RESPONSE TO PRAXAIR, INC.'S MOTION TO TERMINATE PROCEEDINGS

COMES NOW the Missouri Department of Natural Resources (Department) and responds to Praxair, Inc.'s Motion to Terminate Proceedings.

1. Although the Department agrees with Praxair, KCPL and the other participants who spoke during the January 18, 2005, status conference that the above-styled workshop proceeding has been very beneficial, the Department also agrees with Praxair that it is time to terminate the above-styled proceeding.

2. The Department does not agree with all of the reasons for terminating the above-styled matter advanced by Praxair. However, concerns over the role of the Commissioners and any perceived conflict that might arise given their more informal role in this proceeding, the fact that a more formal rate case of some type must be filed in order to accomplish KCPL's ultimate expressed goals, the need for broader public participation in the this matter and the procedural awkwardness of the above-styled workshop docket, which is becoming more apparent as the proceeding goes on, all serve as reasons for terminating the above-styled workshop docket and moving forward to a

more traditional rate case.

WHEREFORE, the Department supports the termination of the above-styled proceeding as requested by Praxair, Inc. in its Motion to Terminate Proceedings.

Respectfully submitted,

JEREMIAH W. (JAY) NIXON



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, by United States mail, this 24th day of January, 2005, to:

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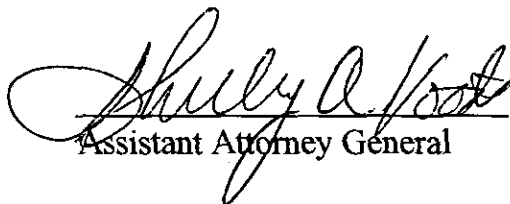
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