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## **Missouri Public Service Commission**

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**MARY ANN YOUNG**  
General Counsel

August 24, 1989

C. Gene Fee  
Chief Hearing Examiner  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, Missouri 65102

**FILED**  
AUG 24 1989  
PUBLIC SERVICE COMMISSION

Re: Case Nos. HM-90-4 and HA-90-5, KCPL and Trigen

Dear Mr. Fee:

On behalf of the Staff of the Missouri Public Service Commission, I would like to request a continuance of the hearing in the above-referenced cases which is currently scheduled for Tuesday, August 29, 1989. Staff was informed this week that the final documentation required for Staff review will not be finalized and filed until sometime during the week of August 28. Specifically, Trigen has informed the Staff that its rate proposal will not be available until Monday, August 28, 1989. Also, the final language of the contract for sale of the system may not be provided until sometime after that date. In light of the unavailability of the final documents, it is impossible for Staff to provide its recommendation to the Commission and the parties to this case in a timely manner such that the hearing can take place on Tuesday, August 29.

I have checked the Commission's hearing schedule for the earliest available date for rescheduling the hearing which will permit document review and completion of Staff's recommendation. September 11 appears to be the best date for rescheduling the hearing. I advised the principal parties to this proceeding of the need to postpone the hearing to September 11. Representatives of Trigen, Public Counsel's Office and KPL indicated that they either concurred in the postponement or did not object thereto. I have also been provided the following statement of position from KCPL:

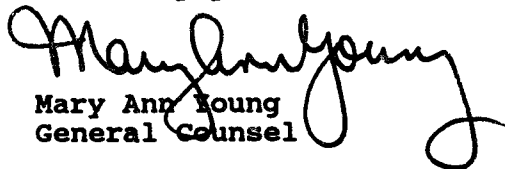
KCPL does not oppose Staff's suggestion to reschedule the hearing to September 11,

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because it recognizes that Staff otherwise will not have adequate time to prepare and distribute its recommendation concerning Trigen's proposed rates and the sales documents. Neither does KCPL support Staff's suggestion, due to KCPL's continuing concern about the endemic delays in the steam sale process and the potential adverse impacts on its steam customers should the proposed sale not be closed.

While Staff shares the concerns of KCPL with further delays in this proceeding, Staff believes that a Commission determination can be made in a timely manner after a September 11 hearing. Therefore, Staff requests that you issue an Order rescheduling the hearing in these dockets from August 29 to September 11, 1989.

Sincerely yours,

  
Mary Ann Young  
General Counsel

MAY:nsh

cc: Official Case Papers  
Mark English, KCPL  
George E. Rider, Trigen  
Thomas R. Casten, Trigen  
Lewis Mills, Public Counsel's Office  
Mike Pendergast, KPL  
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