

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

The Staff of the Missouri Public Service Commission,)
)
)
 Complainant,)
)
 v.)
)
 Missouri Gas Energy, a Division of)
 Southern Union Company)
)
)
 Respondent.)

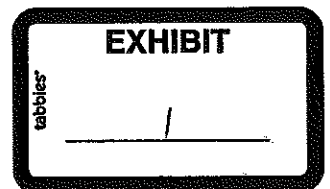
Case No. GC-2011-0100

AFFIDAVIT OF MICHAEL R. NOACK

STATE OF MISSOURI)
) ss.
 COUNTY OF JACKSON)

The undersigned, Michael R. Noack, first being duly sworn, upon his oath, states and deposes as follows:

1. I am above the age of majority, of sound mind, and capable of making this Affidavit. I have personal knowledge of all facts stated in this Affidavit
2. I am the Director of Pricing & Regulatory Affairs for Southern Union Gas Company d/b/a Missouri Gas Energy (MGE) and have authority to certify records on its behalf.
3. MGE is a natural gas local distribution company under the jurisdiction of the Missouri Public Service Commission (Commission).
4. MGE provides its regulated services pursuant to tariffs filed with and approved by the Commission.
5. MGE does not provide any unregulated services. MGE does not provide unregulated services such as gas appliance sales, gas appliance delivery and installation,



residential appliance services, parts warranties, or commercial and industrial appliance service.

6. Attached as Exhibit 3 to MGE's Memorandum of Law in Support of Response to Staff's Motion for Summary Determination ("MGE's Reply Motion") is the Commission's April 3, 2007 Order Regarding Motion for Expedited Consideration and Approval of Tariff Sheet in Commission Case No. GR-2006-0422.

7. Attached as Exhibits 2, 4, and 5 are relevant portions of the MGE tariffs, filed with and approved by the Commission. The relevant portions of the tariff attached hereto are exact duplicates of the originals.

8. Exhibit 4 of MGE's Reply Motion contains past versions of Tariff Sheet R-34, which have been on file since 1994.

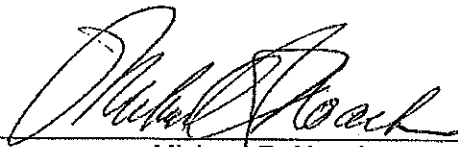
9. "Delivery side of the meter," as used in Tariff Sheet R-34 is that side of the meter located downstream from the point of delivery at the meter, on the customer's side of the meter.

10. MGE is generally at customer homes when initiating service to a new installation, when turning on natural gas service, or when responding to a customer concern. There are limited other circumstances that may exist in which MGE is in a customer residence. There are circumstances in which MGE does not enter a customer residence for several years.

11. MGE does not furnish, manufacture, assemble, install, maintain, control, or own customer-owned pipes, vents, fixtures, and equipment/appliances on the delivery side ("downstream") of MGE's meter.

12. In order to provide natural gas service, MGE has to keep company-owned equipment on customer property, which may include meters, company-owned lines, and other equipment (such as regulators).

FURTHER AFFIANT SAYETH NAUGHT.



Michael R. Noack

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

I, KAREN HOTCHKISS, a Notary Public in and for the County and State aforesaid, do hereby certify that Michael R. Noack, Director of Pricing & Regulatory Affairs for Southern Union Gas Company d/b/a Missouri Gas Energy, being personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he signed and delivered this said instrument as his own free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 11th day of April, 2011.



Notary Public

My Commission Expires:

10/5/13

KAREN HOTCHKISS
Notary Public - Notary Seal
State of Missouri
Commissioned for Platte County
My Commission Expires: Oct. 05, 2013
COMMISSION #09878741