

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Gale Carpenter,)	
)	
Complainant,)	
)	
v.)	<u>Case No. GC-2007-0209</u>
)	
Missouri Gas Energy,)	
)	
Respondent.)	

NOTICE ACKNOWLEDGING VOLUNTARY DISMISSAL OF COMPLAINT
AND CLOSING CASE

Issue Date: January 4, 2007

Gale Carpenter filed a formal complaint against Missouri Gas Energy ("MGE") on December 4, 2006. On December 7, 2006, the Commission notified MGE of the complaint and allowed it thirty days in which to answer as provided by 4 CSR 240-2.070(7). The same day, the Commission ordered its Staff to commence an investigation and file a report concerning the results of that investigation no later than two weeks after MGE filed its answer, which was due no later than January 8, 2007.

On December 28, 2006, prior to the filing of any prepared testimony or the submission of any oral evidence, Ms. Carpenter and MGE filed a joint Notice of Voluntary Dismissal, in which they informed the Commission that they had reached an agreement resolving the complaint and that all parties of record had been served with a copy of the Notice.

Accordingly, the parties requested that the Commission acknowledge the Notice and close the case pursuant to Commission Rule 4 CSR 240-2.116(1), which permits a complainant to voluntarily dismiss its complaint without an order of the Commission “at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties.”

No prepared testimony or oral evidence has been offered in this case, and the Notice has been filed with the Commission and served on all parties. Therefore, the Commission acknowledges that Gale Carpenter has voluntarily dismissed her complaint against Missouri Gas Energy. Nothing remains for decision by the Commission and this case may be closed.¹

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 4th day of January, 2007.

Lane, Regulatory Law Judge

¹ For this reason, the Commission’s order of December 7, 2006 directing its Staff to investigate and file a report within two weeks after MGE filed its answer to Ms. Carpenter’s complaint is now moot.