

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas Energy, )  
a Division of Southern Union Company, for a Certificate )  
of Public Convenience and Necessity Authorizing it to )  
Construct, Install, Own, Operate, Control, Manage and ) **Case No. GA-2007-0289, et al.**  
Maintain a Natural Gas Distribution System to Provide )  
Gas Service in Platte County, Missouri, as an Expansion )  
of its Existing Certified Area )

### **ORDER DIRECTING RESPONSES FROM MISSOURI GAS ENERGY** **AND THE EMPIRE DISTRICT ELECTRIC COMPANY**

Issue Date: June 9, 2008

Effective Date: June 9, 2008

On February 14, 2008,<sup>1</sup> the Commission issued its final Report and Order in this matter bearing an effective date of February 24. In ordered paragraph 8 of that order, the Commission directed Missouri Gas Energy ("MGE") and The Empire District Gas Company to file revised tariff sheets identifying which types of certificates they have (i.e. transport, line, or service area certificates) in all of the areas in which they hold any type of certificate to provide any type of natural gas service. The Commission set a deadline of May 26 for the filing of the revised tariff sheets.<sup>2</sup>

On May 20, in its attempt to comply with the Commission's order, MGE submitted proposed revisions to its P.S.C. MO. No. 1, tariff sheets. The filing was assigned Tariff Tracking No. YG-2008-0691 and the revised tariff sheets bear an effective date of June 20.

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<sup>1</sup> All dates throughout this order reference the year 2008 unless otherwise noted.

<sup>2</sup> See *Order Setting Deadline for Tariff Filings*, issued February 26, 2008.

On May 23, in its attempt to comply with the Commission's order, Empire submitted proposed revisions to its P.S.C. MO. No. 2, tariff sheets. The filing was assigned Tariff Tracking No. YG-2008-0703 and the revised tariff sheets bear an effective date of June 22.

The Commission directed its Staff to review the revised tariff sheets and file a report and recommendation as to whether MGE and Empire were in compliance with the Commission's Report and Order with regard to revising its tariff sheets. On June 6, Staff filed a motion for an extension of time to complete its recommendations concerning these compliance tariffs. Staff states that extensive review is required in order for it to provide its recommendations and Staff requests that its deadline for the recommendations be extended until July 18.

The Commission understands Staff's request, but notes that MGE's and Empire's compliance filings bear effective dates of June 20 and June 22, respectively. Consequently, the Commission will direct MGE and Empire to file a response to Staff's request and inform the Commission if they will voluntarily amend the effective dates of their compliance tariffs.

**IT IS ORDERED THAT:**

1. No later than June 11, 2008, Missouri Gas Energy and The Empire District Gas Company shall file with the Commission a response as directed in the body of this order.

2. This order shall become effective on June 9, 2008.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written in a cursive style.

Colleen M. Dale  
Secretary

( S E A L )

Harold Stearley, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 9th day of May, 2008.