

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of Southern Union)	
Company, d/b/a Missouri Gas Energy, for a Certificate)	
of Public Convenience and Necessity Authorizing It to)	
Construct, Install, Own, Operate, Control, Manage and)	<u>File No. GA-2011-0367</u>
Maintain a Natural Gas Distribution System to Provide)	
Gas Service in Lawrence County, Missouri as a)	
Further Expansion of Its Existing Certified Area)	

**ORDER DIRECTING NOTICE AND SETTING DATE FOR SUBMISSION
OF INTERVENTION REQUESTS**

Issue Date: May 10, 2011

Effective Date: May 10, 2011

On May 6, 2011, Southern Union Company, d/b/a Missouri Gas Energy ("MGE"), filed an application with the Missouri Public Service Commission, pursuant to Section 393.170, RSMo, requesting that the Commission grant it authority to "construct, install, own, operate, control, manage and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in Lawrence County, Missouri. MGE asks for a certificate to serve Section 1, Township 26 North, Range 25 West, in Lawrence County, Missouri. MGE states that a developer has requested MGE to provide natural gas service to a new four-plex to be located within that section.

In compliance with Commission Rule 4 CSR 240-3.205, MGE has provided a full legal description of the location for the proposed service area, a plat map, an estimate of the cost of construction and estimated annual margin to be received from the proposed customers in the development, and the names and addresses of ten residents or property owners of the proposed service area. MGE also stated that there are no

municipalities, public utilities or other governmental entities operating or rendering service within its proposed service area, and that it will not require any other franchises or permits other than the usual and customary state highway, railroad and county road permits, which will be acquired prior to construction.

The Commission finds that notice of this application should be given to the general public and interested parties and a date for intervention of proper parties should be set. The Commission's Data Center shall mail a copy of this notice to the County Commission of Lawrence County, and to the Department of Natural Resources of the State of Missouri. In addition, the Commission's public information officer shall make notice of this order available to the media serving Lawrence County and to the members of the General Assembly representing Lawrence County.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party or governmental entity is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary.¹

THE COMMISSION ORDERS THAT:

1. The Missouri Public Service Commission's Data Center is ordered to serve notice as described in the body of this order.
2. The Missouri Public Service Commission's information officer is ordered to serve notice as described in the body of this order.

¹ *State ex rel. Deffenderfer v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo App. 1989).

3. Any proper person wishing to intervene in this matter shall file an application no later than May 30, 2011. Such applications shall be filed with:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

4. This order shall become effective immediately upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is written over the printed name.

Steven C. Reed
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 10th day of May, 2011.