

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	<u>Case No. GC-2006-0182</u>
)	
Sendero SMGC LP Acquisition Company, and)	
Sendero SMGC GP Acquisition Company,)	
d/b/a Southern Missouri Gas Company, L.P.,)	
)	
Respondents.)	

ORDER DIRECTING FILING

Issue Date: December 6, 2005

Effective Date: December 6, 2005

On October 21, 2005, the Staff of the Missouri Public Service Commission filed its Complaint against Sendero SMGC LP Acquisition Company and Sendero SMGC GP Acquisition Company, doing business as Southern Missouri Gas Company, L.P.,¹ alleging that SMG has violated an order of the Commission by failing to hire an experienced general manager.² Staff prays that the Commission find SMG to be in violation of its order and authorize Staff to seek penalties in Circuit Court.

The Commission issued its Notice of Complaint on October 24 and SMG's responsive pleading was thus due by November 23. On November 3, SMG filed its Notice

¹ For convenience, the Respondents shall be referred to herein as SMG.

² *In the Matter of Sendero's Application*, Case No. GM-2005-0136 (*Order Approving Non-Unanimous Stipulation and Agreement and Approving Application*, issued April 25, 2005).

of Satisfaction, asserting that the condition complained of has been rectified and praying that the Complaint be dismissed. A Notice of Satisfaction is a responsive pleading authorized by the Commission's rules.³ Although a month has passed, Staff has not responded to SMG's Notice of Satisfaction.

The Commission will direct its Staff to respond to SMG's Notice of Satisfaction, either denying that the matter is satisfied or agreeing that it is and dismissing the Complaint.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission shall, on or before December 16, 2005, file its response as described above to the Notice of Satisfaction filed by Respondents herein.

2. That this Order shall become effective on December 6, 2005.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 6th day of December, 2005.

³ 4 CSR 240-2.070(7).