

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas Utility, Inc.,)
for a Certificate of Convenience and Necessity Authorizing)
it to Construct, Install, Own, Operate, Control, Manage and) **File No. GA-2010-0189**
Maintain a Natural Gas Transmission Line and a Distribution)
System to Provide Gas Service in Greene, Polk and Dallas)
Counties, Missouri, as a New Certificated Area)

ORDER GRANTING INTERVENTION AND DIRECTING FILING

Issue Date: February 5, 2010

Effective Date: February 5, 2010

The Commission is granting the Application to Intervene ("motion") filed by Southern Union Company ("Southern Union") and ordering responses to the recommendation of the Commission's staff ("Staff") as to the application of Missouri Gas Utility, Inc ("MGU").

Southern Union filed the motion on January 12, 2010. Ten days later, any objection to the motion was due.¹ The Commission received no objection. The motion is subject to the following standard:

The commission may on application permit any person to intervene on a showing that—

(A) The proposed intervenor has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case; or

(B) Granting the proposed intervention would serve the public interest.^[2]

The motion alleges that the territory at issue adjoins Southern Union's territory, and that the two companies' lines may cross. Those allegations meet the standard, so the Commission will grant the motion.

¹ 4 CSR 240-2.080(15).

² 4 CSR 240-2.075(4).

On February 5, 2010, Staff filed its recommendation. The recommendation endorses MGU's application, but only subject to six conditions. Therefore, the Commission will order responses to the recommendation.

THE COMMISSION ORDERS THAT:

1. The application to intervene filed by Southern Union Company is granted.
2. No later than February 25, 2010, each party shall file a response to the recommendation of the Commission's staff.
3. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Daniel Jordan, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of February, 2010.