

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

The Staff of the Missouri Public Service)
Commission,)

Complainant,)

v.)

Missouri Gas Energy, a division of Southern)
Union Company,)

Respondent.)

Case No. GC-2009-0036

STAFF'S STATUS REPORT

COME NOW, the Staff of the Missouri Public Service Commission (Staff) and for its status report advises the Commission as follows:

1. As stated in previous status reports, this case involves an issue of tariff language in MGE's currently effective tariff regarding the limitation of MGE's liability.

2. In Case No. GT-2009-0056, a Laclede Gas case also involving liability limiting tariff language, the Commission issued its Report And Order on January 13, 2010 rejecting the liability tariff proposed by the company. On January 22, 2010, Laclede filed its Application For Rehearing And Alternative Request For Clarification on which the Commission has yet to act. On February 4, 2010, Commissioner Jarrett filed his Concurring Opinion.

3. In the Laclede case, the Commission explained its reasons for rejecting the proposed liability tariff. Because the Laclede issues are common to the issues in this complaint, Staff believes it would be helpful to discuss this decision with MGE as a prelude to guiding further proceedings in this matter.

4. To do so, Staff believes additional time is needed to hold discussions with MGE. Staff anticipates filing either a status report or a procedural schedule by no later than March 5, 2010.

WHEREFORE, Staff submits its status report and requests the Commission to extend the time to file its next status report or a procedural schedule to no later than March 5, 2010.

Respectfully Submitted,

/s/ Robert S. Berlin

Robert S. Berlin
Senior Counsel
Missouri Bar No. 51709

Attorney for the Staff of the
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
573-526-7779 (telephone)
573-751-9285 (facsimile)
bob.berlin@psc.mo.gov

Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 5th day of February, 2010.

/s/ Robert S. Berlin