

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of The Empire District Gas Company of )  
Joplin, Missouri for Authority to File Tariffs Increasing ) **File No. GR-2009-0434**  
Rates for Gas Service Provided to Customers in the ) **Tariff No. YG-2009-0855**  
Missouri Service Area of the Company. )

## ORDER GRANTING APPLICATIONS TO INTERVENE

Issue Date: July 14, 2009

Effective Date: July 14, 2009

On June 5, 2009, The Empire District Gas Company submitted to the Missouri Public Service Commission proposed tariff sheets designed to implement a general rate increase for retail natural gas service. The Commission issued notice of the proposed rate increase and set procedural dates, including a July 2, 2009 intervention deadline. Timely applications to intervene were filed by the Missouri Department of Natural Resources, Constellation NewEnergy–Gas Division, LLC, and Pittsburgh Corning Corporation. More than ten days have passed since the filing of the applications and no objections or responses have been filed.

The Commission finds that each application complies with Commission rule 4 CSR 240-2.075. The Commission further finds that each applicant has an interest in this proceeding that is different from that of the general public. The Commission will grant the applications to intervene of MDNR, Constellation NewEnergy, and Pittsburgh Corning. The intervenors are directed to comply with the procedural orders of this case.

### THE COMMISSION ORDERS THAT:

1. The Missouri Department of Natural Resources' Application to Intervene is granted.

2. Constellation NewEnergy–Gas Division, LLC's Application to Intervene is granted.
3. Pittsburgh Corning Corporation's Application to Intervene is granted.
4. The Missouri Department of Natural Resources, Constellation NewEnergy-Gas Division, LLC , and Pittsburgh Corning Corporation shall comply with the procedural orders of this case.
5. This order shall become effective upon issuance.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 14th day of July, 2009.