

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

DUSTIN L. ESTES,)	
)	
Complainant,)	
)	
v.)	Case No. GC-2009-0163
)	
MISSOURI GAS ENERGY,)	
)	
Respondent.)	

Order to Show Cause

Issued: February 10, 2009

Effective: February 10, 2009

The Missouri Public Service Commission orders Dustin L. Estes ("Mr. Estes") to show cause why the Commission should not dismiss the complaint. The Commission will not dismiss the complaint if Mr. Estes intends to pursue it. But if Mr. Estes intends to pursue the complaint, the Commission must receive a written response to this order as follows.

A. Procedure So Far

Mr. Estes filed the complaint against Missouri Gas Energy ("MGE") on October 31, 2008, asking to reduce the amount he admits owing on his gas bill and removing other charges he disputes. On December 3, 2008, MGE filed its answer. The Commission's staff ("Staff") filed its recommendation on December 30, 2008, against the complaint.

By letter dated December 31, 2008, the Commission sent Mr. Estes a reply form to help the Commission process the complaint. The reply form included

instructions on how to fill it in and return it to the Commission. The instructions stated:

If you do not reply to a statement, the PSC may assume that you believe that such statement is true. You must return the attached form to the PSC no later than January 23, 2009. If you do not return the form by that date, the PSC may assume that you are no longer pursuing your complaint.

As of the date of this order, Mr. Estes has not returned the reply form to the Commission.

By letter dated January 26, 2009, the Commission again asked Mr. Estes to return the reply form. On January 30, 2009, Mr. Estes contacted Staff, who instructed him to return the reply form if he intends to pursue his complaint. As of the date of this order, Mr. Estes has not returned the reply form.

B. Next Steps

Mr. Estes' failure to respond to Commission correspondence suggests that he no longer intends to pursue the complaint. If Mr. Estes no longer intends to pursue the complaint, the Commission will dismiss it. Before the Commission dismisses the complaint, Mr. Estes may show cause why the Commission should not dismiss the complaint.

To show cause why the Commission should not dismiss the complaint, Mr. Estes must respond to this order by filing the reply form. If Mr. Estes does so, we will schedule a hearing. At the hearing, the Commission will gather evidence on which to decide the complaint.

But if Mr. Estes does not respond to this order by filing the reply form, the Commission will assume that he no longer intends to pursue the complaint, and may dismiss the complaint.

THE COMMISSION ORDERS THAT:

1. Mr. Estes shall respond to this order by filing the completed reply form.
2. The Commission must receive Mr. Estes' response to this order no later than February 19, 2009.
3. This order shall be effective immediately upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

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

Dated at Jefferson City, Missouri,
on this 10th day of February 2009.