

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

The Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	<u>File No. GC-2011-0100</u>
)	
Missouri Gas Energy, a Division of Southern Union Company,)	
)	
)	
Respondent.)	

**ORDER GRANTING EXTENSION OF TIME, SETTING TIME FOR RESPONSE,
AND ADOPTING PROCEDURAL SCHEDULE**

Issue Date: December 23, 2010

Effective Date: December 24, 2010

On December 6, 2010, the parties met in a prehearing conference regarding this matter. After inquiry from the Regulatory Law Judge, the parties indicated that there was no particular reason for the Commission to rule on the motion to dismiss this matter any sooner than ruling on the Motion for Summary Determination. Now the Respondent files a Motion for Extension of Time to File Response and Motion for Expedited Treatment indicating that requiring it to file an answer prior to the Commission ruling on the motion to dismiss may cause it to have to respond to an unauthorized complaint. In addition, Respondent argues that the Motion for Summary Determination is premature and improperly filed prior to discovery being taken. Respondent requests that the Commission grant it an extension of time until fifteen days after the filing of rebuttal testimony.

The Commission will grant the expedited ruling and will also grant an interim extension of time to file the response to the Motion for Summary Determination until January 31, 2011. This will give the Commission an opportunity to rule on the motion to dismiss and allow Staff to respond to the motion for extension of time. Because the Commission is granting an expedited ruling, and because of the holiday schedule, the Commission will also extend the time for any responses to the motion for an extension of time for the full period as set out below.

The parties also filed a proposed procedural schedule which the Commission will adopt along with the parties' agreement that any Data Requests served on and after March 30, 2011, shall be responded to in ten days and the time for objection shall be reduced to five days.

THE COMMISSION ORDERS THAT:

1. The response to the Motion for Summary Determination filed by the Staff of the Missouri Public Service Commission shall be filed no later than January 31, 2011, unless otherwise ordered by the Commission.

2. Any responses to the Motion for Extension of Time to File Response and Motion for Expedited Treatment filed by Missouri Gas Energy shall be filed no later than January 10, 2011.

3. The proposed procedural schedule set out by the parties is adopted as follows:

Direct Testimony (Staff, Public Counsel)	January 19, 2011
Rebuttal Testimony (MGE)	March 30, 2011
Surrebuttal Testimony (All Parties)	April 27, 2011

List of Issues, List of Witnesses, Order
of Cross-examination, Order of Opening,
Position Statements

May 4, 2011

Evidentiary Hearing

May 17, 18, and 19, 2011

The hearing shall be held at the Commission's offices at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri, beginning at 9:00 a.m. on May 17. The Governor Office Building meets accessibility standards required by the Americans with Disabilities Act. Any person who needs specific accessibility accommodations may call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the prehearing conference.

4. For any Data Requests served on and after March 30, 2011, in this matter, the time for response shall be reduced to ten days and the time for objection shall be reduced to five days.

5. This order shall become effective on December 24, 2010.

BY THE COMMISSION



Steven C. Reed
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 23rd day of December, 2010.