

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-2012-0044
maintain a natural gas transmission line and distribution)
system to provide gas service in Benton County, Missouri)
as a new certificated area.)

NOTICE AND ORDER DIRECTING FILING

Issue Date: August 10, 2011

Effective Date: August 10, 2011

The Commission is giving notice of the application, setting a deadline for motions to intervene, and directing Staff to file a recommendation. Missouri Gas Utility, Inc. filed the application on August 9, 2011, seeking the Commission's permission and approval to construct gas facilities and provide gas service. The application includes legal descriptions of the proposed construction and service, and the names of ten persons residing or owning land in the proposed service area. The statutory requirement of a "due hearing"¹ allows the Commission to grant an unopposed application without convening a hearing.²

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall serve this notice and order on the Benton County Commission, and the persons listed in the application.
2. The Commission's information officer shall make this notice and order available to the members of the Missouri General Assembly whose districts include the

¹ Section 393.170, RSMo 2000.

² *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Com'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

proposed service area described in the application, and media serving the proposed service area.

3. Any motion for intervention is due no later than August 25, 2011. Any such filing shall be delivered to:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or transmitted through the Commission's electronic filing and information service.

4. No later than September 8, 2011, the Commission's staff shall file its recommendation as to the application.

5. This order shall become effective immediately upon issuance.

(S E A L)

BY THE COMMISSION



Steven C. Reed
Secretary

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

Dated at Jefferson City, Missouri,
on this 10th day of August, 2011.