

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

In the Matter of the Application of )  
Summit Natural Gas of Missouri, Inc., )  
for a Certificate of Convenience and )  
Necessity Authorizing It To Construct, )  
Install, Own, Operate, Control, )  
Manage and Maintain a Distribution )  
System to Provide Gas Service in )  
Benton, Morgan, Camden and Miller )  
Counties in Missouri, as a Certificated )  
Area. )

## **STAFF RESPONSE TO POSITION STATEMENT**

**COMES NOW** the Staff of the Missouri Public Service Commission, and, in response to the Position on Application of Summit Natural Gas for Certificate of Convenience and Necessity (Position Statement) filed by Intervener Michael McDuffey, states as follows:

1. Staff has reviewed the Position Statement filed by Ms. McDuffey and acknowledges the concerns that she has expressed therein related to the process of notice. Staff further notes that Ms. McDuffey does not oppose Summit's Application in this case and has filed a Motion To Withdraw Intervention.

2. Because there appears to be no issues in dispute regarding Summit's Application, the Staff renews its recommendation that the Commission grant Summit's Application subject to the conditions contained in Staff's Recommendation filed on June 1, 2012.

**WHEREFORE** Staff prays the Commission accept its response and grant Summit's Application as recommended in Staff's Recommendation.

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 (Fax)  
E-mail: bob.berlin@psc.mo.gov

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 13th day of July 2012.

/s/ Robert S. Berlin