

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 19th day
of August, 2015.

Cloris and Ronald Torrey,)	
)	
)	
v.)	<u>File No. GC-2015-0111</u>
)	
Laclede Gas Company,)	
)	
)	

**ORDER GRANTING MOTION
TO DISMISS**

Issue Date: August 19, 2015

Effective Date: September 18, 2015

The Commission held a prehearing conference on June 1, 2015. On that date Laclede Gas Company and the Staff of the Commission were present. Cloris and Ronald Torrey (Complainants) appeared and presented what is titled: "Affidavit 'Rejection of Invitation to Contract for Discovery'". In that document, among other things, Complainants challenged the subject matter jurisdiction of the Secretary of the Commission and stated that the Secretary has no subject matter jurisdiction. After handing the "Affidavit" to everyone present, Complainants left the hearing room without making any oral statement. The document was subsequently filed in the docket.

The Commission proceeded to go on the record to receive entries of appearances of those present. While on the record, Laclede informed the Commission that Complainants, who protested Laclede's request to inspect gas pipes, have terminated service with

Laclede. Because Complainants no longer have service, Laclede points out that the need to inspect the pipes is moot. Laclede therefore moved for the dismissal of this complaint.

The Commission directed Complainants to respond to Laclede's motion. Complainants then filed what is titled "Notice Memorandum of Exhibits Pursuant [to] Rule 3.2 Expedited Litigation." The document is captioned as being filed in U.S. District Court of the Eastern District of Missouri. Although Complainants' filing may have been prompted by the Commission's order, it was effectively nonresponsive. However, on July 28, 2015, the Commission again directed Complainants to file a response to Laclede's motion. In its order, the Commission informs Complainants that failure to effectively respond to the motion may result in this complaint being dismissed.

Complainants then filed what is titled: "Memorandum Missouri PSC Order Dated July 28, 2015, Plaintiffs Motion to Reopen and File New and Material Evidence and Exhibits" and is captioned as being filed in the U.S. District Court of the Eastern District of Missouri. This filing, like the first one, is non-responsive.

Complainants have failed to respond to Laclede's motion. Because the motion is unopposed, the Commission finds that the complaint is moot and will grant the requested relief.

THE COMMISSION ORDERS THAT:

1. Laclede Gas Company's motion to dismiss is granted.
2. This complaint is dismissed without prejudice.

3. This order shall become effective on September 18, 2015.
4. This file shall be closed on September 19, 2015.



BY THE COMMISSION

A handwritten signature in dark ink, reading "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney,
Rupp, and Coleman, CC., concur.

Jones, Senior Regulatory Law Judge