

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

The Staff of the)	
Missouri Public Service Commission,)	
)	
Complainant,)	
)	
v.)	<u>Case No. GC-2016-0149</u>
)	
Missouri Gas Energy, an operating unit of)	
Laclede Gas Company)	
)	
Respondent.)	

STAFF'S MOTION TO FILE AMENDED COMPLAINT

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, pursuant to Section 386.390¹ and 4 CSR 4 CSR 240-2.080(18), and files its Amended Complaint. In support thereof Staff states:

1. On May 25, 2016, Staff filed its Motion for Continuance indicating that Staff and MGE were close to finalizing a settlement of Staff's Complaint. The Motion asked that Staff be given until June 16, 2016, to file the Settlement Agreement, or some other pleading.

2. On June 16, 2016, Staff filed its Second Motion for Continuance, stating that the Office of Public Counsel ("OPC") had expressed an interest to be involved in settlement discussions, and asked for an extension to July 15, 2016 to either file a formal Stipulation and Agreement, a response to Laclede's motion for summary determination, or to file some other pleading.

3. Staff, MGE, and OPC have engaged in settlement talks, but unfortunately were unable to come to an agreement.

¹ All references are to the Revised Statutes of Missouri 2000 (as currently supplemented, unless otherwise noted.)

4. Prior to settlement talks between the parties, Staff conducted additional discovery, and learned of additional concerns and has amended its complaint to sufficiently address them.

5. Attached is Staff's Amended Complaint with revised allegations.

WHEREFORE, Staff respectfully requests that the Commission accept Staff's Amended Complaint, and deem all prior pleadings not referred to, or incorporated in Staff's Amended Complaint abandoned.²

Respectfully Submitted,

/s/ Mark Johnson

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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing were served electronically to all counsel of record this 15th day of July, 2016.

/s/ Mark Johnson

² The Missouri Supreme Court has indicated in *State ex rel. Bugg v. Roper*, 179 S.W.3d 893, 894 (Mo banc 2005), "[o]nce an amended pleading is filed, any prior pleadings not referred to or incorporated into the new pleading are considered abandoned and receive no further consideration in the case for any purpose."