

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Missouri Gas Energy's)	
Purchased Gas Adjustment (PGA) Factors)	<u>Case No. GR-2003-0330 et al.</u>
to be Audited in Its 2002-2003 Actual)	
Cost Adjustment)	

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: September 13, 2005

Effective Date: September 13, 2005

On September 9, 2005, Missouri Gas Energy, after consulting with the other parties, filed a Motion to Establish Procedural Schedule. The motion proposes a procedural schedule leading to a hearing on the issues involving alleged excess contract capacity. Issues involving Kansas Pipeline are being held in abeyance pending the outcome of the appeal of Case No. GR-96-450. The motion states that no party objects to the proposed procedural schedule.

The Commission finds that the procedural schedule proposed by the parties is reasonable and it will be adopted. The Commission finds that the following conditions should be applied:

(A) The Commission will require that testimony be prefiled as defined in Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.

(B) Pursuant to Commission Rule 4 CSR 240-2.130(15), testimony and schedules may not be filed under seal and treated as proprietary or highly confidential unless the

Commission has first established a protective order. Any testimony or schedule filed without a protective order first being established will be considered public information.

(C) The parties shall agree upon and the Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. Any issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.

(D) Because much of the evidence will have been filed before the hearing, the parties must file pretrial briefs that address all the issues in dispute and all the relevant prefiled testimony. The parties will be required to file post-trial briefs and proposed findings of fact and conclusions of law on a schedule to be determined following the hearing.

(E) Each party is required to bring an adequate number of copies of exhibits that it intends to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it must bring a copy for the court reporter, as well as copies for the five Commissioners, the presiding judge, and for counsel of all parties.

IT IS THEREFORE ORDERED:

1. That the following procedural schedule is established:

Direct Testimony	- November 9, 2005
Rebuttal Testimony	- January 18, 2006
Surrebuttal Testimony	- March 2, 2006
Statement of Issues, Order of Issues, List of Witnesses, Order of Witnesses, and Order of Cross	- March 9, 2006
Prehearing Briefs	- March 14, 2006
Hearing	- March 21, 22, 23 & 24, 2006, beginning at 8:30 a.m.

2. That the hearing will be held in the offices of the Missouri Public Service Commission in Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

3. That this order shall become effective on September 13, 2005.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', is written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 13th day of September, 2005.