

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

Missouri Propane Gas Association,)	
)	
Complainant,)	
)	
v.)	Case No. GC-2016-0083
)	
Summit Natural Gas of Missouri, Inc.,)	
)	
Respondent.)	

MOTION OF SUMMIT NATURAL GAS OF MISSOURI FOR STAY

COMES NOW Summit Natural Gas of Missouri, Inc. (“Summit”), and for its Motion for Stay states as follows:

1. In its Order Granting Motion for Extension of Time issued on January 20, the Commission directed the parties to file a procedural schedule on February 9. Summit and the Missouri Propane Gas Association ("MPGA") were unable to agree on a proposed schedule, and each party timely filed its own proposal. Both the Commission's Staff and the Office of the Public Counsel filed pleadings stating that they had no objections to either proposed schedule. The Commission has not yet adopted a procedural schedule.

2. Concurrently with the filing of this Motion for Stay, Summit has filed a Motion for Summary Determination or Dismissal and a Memorandum in Support of that motion. Summit asserts that MPGA has failed to prove essential elements of its case in chief, and that the sole remaining allegation that MPGA has not already voluntarily dismissed should be dismissed by the Commission for good cause. Summit respectfully submits that careful and

critical examination of MPGA's case in chief yields only one conclusion—that Summit is entitled to summary determination.

3. Summit submits that like MPGA, it should have its opportunity at summary determination to achieve an efficient resolution of this case. Indeed, it would be inefficient for the parties to proceed with other procedural activities in this case while the Commission is considering and deliberating the dispositive motion. If granted, Summit need not move forward with proofs, and of course, MPGA's case must rest on its own proofs. Accordingly, Summit hereby requests that the Commission hold in abeyance all further activity in this case until it has ruled on Summit's Motion for Summary Determination or Dismissal. Granting such a stay would equitably allow Summit the same procedure that the Commission afforded MPGA on its dispositive motion attendant to which was also a stay of proceedings.

WHEREFORE, Summit respectfully requests that the Commission grant this motion and stay all further action in this matter until such time as the Commission has ruled upon Summit's Motion for Summary Determination or Dismissal.

Respectfully Submitted,

By: /s/ Lewis Mills

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**ATTORNEYS FOR SUMMIT
NATURAL GAS OF MISSOURI, INC.**

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed to all parties of record this 3rd day of April, 2017.

/s/ Lewis Mills
Lewis Mills