

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Laclede Gas Company's)
Verified Application for Authority to Issue and Sell)
First Mortgage Bonds, Unsecured Debt and Preferred)
Stock, in Connection with a Universal Shelf Registration)
Statement, to Issue Common Stock and Receive Capital)
Contributions, to issue or accept Private Placement)
Securities, and to Enter Into Capital Leases, all in a Total)
Amount Not to Exceed \$600 Million)

File No. GF-2009-0450

POST-HEARING BRIEFING SCHEDULE

Issue Date: April 28, 2010

Effective Date: April 28, 2010

The Missouri Public Service Commission is setting the schedule for filing post-hearing briefs. Laclede Gas Company ("Laclede") and the Commission's staff ("Staff") filed their recommended schedule on April 22, 2010. Those parties represent that the Office of Public Counsel does not object to the schedule so, on that representation, the Commission will adopt the proposed schedule.

The format of the briefs shall be as follows. Each party filing an initial brief shall describe the relief such party seeks and, in support of such relief, set forth proposed findings of fact and conclusions of law. The proposed findings of fact shall include citations to the record. The proposed conclusions of law shall clearly set forth each element of the party's claim or defense, show how the proposed findings of fact affirm or negate such elements, and include citations of law. Each party's reply brief shall address the other parties' initial briefs. Also, for any brief that a party files, the party shall transmit a copy to the regulatory law judge assigned to this case, in Word format.

Among the issues that will determine the application is the meaning of Section 393.200.1, RSMo 2000. That subsection's first part (before the semicolon) consists of permission, purposes and modifiers. One modifier begins "within five years next prior

to “ The other modifier begins “except” The subsection’s meaning depends on what clauses each modifier applies to. Missouri courts have found persuasive the opinions of other states’ courts when addressing statutes similar to Missouri statutes.¹ If such authority exists, it may prove helpful.

THE COMMISSION ORDERS THAT:

1. Any party’s initial brief shall be filed no later than May 21, 2010.
2. Any party’s reply brief shall be filed no later than May 28, 2010.
3. Any post-hearing brief shall be organized as set forth in the body of this order.
4. Also, for any brief that a party files, the party shall transmit a copy to the regulatory law judge assigned to this case, in Word format.
5. This order shall be effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 28th day of April 2010.

Jordan, Regulatory Law Judge

¹ *State ex rel. City of St. Louis v. Public Service Com'n of Missouri*, 73 S.W.2d 393, 400 (Mo.1934).