

² Sections 536.060 and 536.063, RSMo 2000; Commission Rule 4 CSR 240-2.115.

The parties will be directed to file a proposed procedural schedule. The parties are advised that the Regulatory Law Judge presiding over this matter has schedule conflicts with the following days: October 20 & 31 2011; November 1, 10, 17-18, & 29, 2011; December 7 & 28, 2011; January 26 & 31, 2012; February 1-2, 10 & 21-28, 2012; and March 1-2, 21-23 & 29-30, 2012.

THE COMMISSION ORDERS THAT:

1. Public Counsel's Motion for Summary Determination is denied.
2. Southern Union Company d/b/a Missouri Gas Energy's Motion for Summary Determination is denied.
3. No later than October 13, 2011, the parties shall jointly file a proposed procedural schedule.
4. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Harold Stearley, Senior Regulatory Law Judge,
by delegation of authority under
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 28th day of September, 2011.