

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing

December 22, 2006
Jefferson City, Missouri
Volume 1

10	Tony Walker,)	
)	
11	Petitioner,)	
)	
12	vs.)	Case No. GC-2007-0162
)	
13	Missouri Gas Energy,)	
)	
14	Respondent.)	

HAROLD STEARLEY, Presiding
REGULATORY LAW JUDGE

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1 A P P E A R A N C E S

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1 P R O C E E D I N G S

2 JUDGE STEARLEY: All right. Let's go on the
3 record. Good morning. Today's date is December 22nd,
4 2006, and we're here for a prehearing conference in Tony
5 Walker versus Missouri Gas Energy, Case No. GC-2007-0162.

6 My name is Harold Stearley. I'm the presiding
7 officer in this matter. The court reporter today is
8 Monnie VanZant.

9 Before I go any further, let me apologize on the
10 record for scheduling this prehearing conference on a
11 Friday prior to a holiday. I -- I will be more cognizant
12 of these in the future, I promise, instead of being so
13 mechanical about picking days on the calendar.

14 And after my apology, we will now take entries
15 of appearance beginning with Missouri Gas Energy.

16 MS. CARTER: Diana Carter, Brydon, Swearngen &
17 England, 312 East Capitol Avenue, Jefferson City,
18 Missouri, Counsel for Missouri Gas Energy.

19 JUDGE STEARLEY: And for the Staff of the
20 Missouri Public Service Commission?

21 MR. FRANSON: Robert Franson, F-r-a-n-s-o-n,
22 appearing on behalf of the Staff of the Missouri Public
23 Service Commission, P.O. Box 360, Jefferson City,
24 Missouri, 65102.

25 JUDGE STEARLEY: Okay. And let the record

1 reflect that Mr. Walker is not in attendance, and he has
2 not requested a phone bridge to call in for the prehearing
3 conference. We will make an attempt to call him on the
4 numbers he's provided and see if we can't make contact
5 with him.

6 (Placing phone call.)

7 MR. FRANSON: I always doublecheck the number
8 while I've still got it displayed there. And if that
9 tells me I was right, then -- then that's probably --

10 (Placing phone call again.).

11 JUDGE STEARLEY: Okay. We will try Mr. Walker's
12 second number.

13 UNIDENTIFIED SPEAKER: Hello.

14 JUDGE STEARLEY: Hello. Is this Tony Walker, or
15 is he available?

16 UNIDENTIFIED SPEAKER: He's not here. May I
17 take a message?

18 JUDGE STEARLEY: Well, you certainly may. This
19 is Judge Stearley from the Public Service Commission.
20 Mr. Walker had filed a complaint and was supposed to be in
21 attendance this morning for a prehearing conference.

22 UNIDENTIFIED SPEAKER: Oh, well, he's in Kansas
23 City. You might call -- wait just a minute. I have a
24 number for him. Let's see. Oh, it's 756-5966.

25 MS. FRED: What area code?

1 UNIDENTIFIED SPEAKER: 816.

2 JUDGE STEARLEY: All right. Thank you very
3 much. We'll try him at that number.

4 UNIDENTIFIED SPEAKER: All right.

5 (Phone call ended.)

6 JUDGE STEARLEY: Okay. We will try a third
7 number for Mr. Walker.

8 ANSWERING MACHINE: At the tone, record message.

9 JUDGE STEARLEY: This message is for Tony
10 Walker. Mr. Walker, this is Judge Stearley with the
11 Public Service Commission. We had convened for a
12 prehearing conference this morning in your complaint filed
13 against Missouri Gas Energy.

14 We made this attempt to contact you because you
15 were not in -- did not make an appearance this morning.
16 Having not made an appearance, I will be issuing a Show
17 Cause Order allowing you ten days to explain your absence
18 today. Thank you very much.

19 If you have any questions, you can call me at my
20 office. It's (573) 522 -- what's my number? I believe
21 it's 8457, but let me doublecheck myself. I don't want to
22 give you the wrong number due to my failing memory.
23 522-8459. I was close, but not exact. Thank you,
24 Mr. Walker.

25 (Phone call ended.)

1 JUDGE STEARLEY: Well, I believe we've made a
2 reasonable attempt to allow Mr. Walker to appear, whether
3 in person or by phone.

4 As I indicated, I will be issuing a Show Cause
5 Order. I will suspend the procedural schedule filing
6 requirement I issued with our past order. And I am sure
7 we'll have a -- I know Staff has already recommended this
8 case be dismissed. And we'll see if Mr. -- we'll ask
9 Mr. Walker to respond, not only to his absence today, but
10 also to Staff's recommendation that the case be dismissed.

11 And I thank you all for your attendance. Are
12 there any other matters we need to discuss?

13 MS. CARTER: No, your Honor.

14 MR. FRANSON: No, your Honor.

15 JUDGE STEARLEY: All right. Thank you very
16 much, and I hope you all have a Merry Christmas.

17 MS. CARTER: Thank you.

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