

BEFORE THE PUBLIC SERVICE COMMISSION

STATE OF MISSOURI

\_\_\_\_\_

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

June 13, 2011

Jefferson City, Missouri

Volume 1

\_\_\_\_\_

In The Matter Of The Joint Application )  
 Of Southern Missouri Gas Company, L.P. )  
 D/b/a Southern Missouri Natural Gas and )  
 Missouri Gas Utility, Inc. For Approval ) File No.  
 Of The Merger Of Southern Missouri ) GM-2011--354  
 Natural Gas With Missouri Gas Utility, )  
 Inc. And For Certain Related )  
 Transactions )

RONALD D. PRIDGIN, Presiding  
 SENIOR REGULATORY LAW JUDGE

REPORTED BY:  
 Jennifer Leibach, CCR No. 1108  
 TIGER COURT REPORTING, LLC

A P P E A R A N C E S

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

TODD JACOBS, Attorney at Law  
3420 Broadway  
Kansas City, Missouri 64111  
816.360.5976

FOR: Southern Union Company, d/b/a Missouri Gas Energy  
JAMES M. FISCHER, Attorney at Law  
101 Madison, Suite 400  
Jefferson City, Missouri 65101  
573.636.0383

FOR: Southern Missouri Gas Company, L.P. d/b/a Southern  
Missouri Natural Gas

DEAN L. COOPER, Attorney at Law  
Brydon, Swearingen & England  
312 E. Capitol Avenue  
Jefferson City, Missouri 65102  
573.635.7166

FOR: Missouri Gas Utility, Inc.

MARC POSTON, Public Counsel  
PO Box 2230  
Jefferson City, Missouri 65102  
573.751.5558

FOR: Office of Public Counsel

LERA SHEMWELL, Legal Counsel  
Public Service Commission  
200 Madison Street  
P.O. Box 309  
Jefferson City, Missouri 65102  
573.751.6514

FOR: The Staff of the Missouri Public Service Commission

## PROCEEDINGS

1  
2 JUDGE PRIDGIN: Good morning. This is the  
3 prehearing conference in File Number GM-2011-0354. It's in  
4 the Matter of the Joint Application of Southern Missouri Gas  
5 Company L.P. d/b/a Southern Missouri Natural Gas and Missouri  
6 Gas Utility, Incorporated For Approval of the Merger of the  
7 Southern Missouri Natural Gas with Missouri Gas Utility,  
8 Incorporated and For Certain Related Transactions.

9 I'm Ron Pridgin, the regulatory law judge  
10 assigned to preside over this prehearing conference that's  
11 being held at ten a.m. on June 13th, 2011. We're in the  
12 Governor Office Building, Jefferson City, Missouri.

13 I would like to get entries of appearance from  
14 counsel, please, and I would like to begin with the General  
15 Counsel's Office.

16 MS. SHEMWELL: Good morning, and thank you.  
17 Judge Pridgin, my name is Lera Shemwell. I represent the  
18 Staff of the Missouri Public Service Commission, Post Office  
19 Box 360, Jefferson City, Missouri 65101.

20 JUDGE PRIDGIN: Ms. Shemwell, thank you.

21 On behalf of the Office of the Public Counsel,  
22 please.

23 MR. POSTON: Thank you. Marc Poston appearing  
24 on behalf of the Public Counsel and the public.

25 JUDGE PRIDGIN: Mr. Poston, thank you.

1                   On behalf of Missouri Gas Energy, please.

2                   MR. JACOBS: Todd Jacobs on behalf of Southern  
3 Union Company, d/b/a Missouri Gas Energy.

4                   JUDGE PRIDGIN: Okay. Mr. Jacobs, thank you.  
5 On behalf of Missouri Gas Utility, please.

6                   MR. COOPER: Dean L. Cooper of the law firm  
7 Brydon, Swearingen & England, P.C. on behalf of Missouri Gas  
8 Utility, Inc.

9                   JUDGE PRIDGIN: Mr. Cooper, thank you.  
10                  On behalf of Southern Missouri Natural Gas,  
11 please.

12                  MR. FISCHER: James M. Fischer, of the law  
13 firm Fischer & Dority, P.C., 101 Madison, Jefferson City,  
14 Missouri 65101, appearing on behalf of Southern Missouri  
15 Natural Gas.

16                  JUDGE PRIDGIN: Excuse me, Mr. Fischer. Thank  
17 you. Have I missed anyone?

18                  All right. I set this matter for prehearing  
19 conference in an effort to hopefully facilitate settlement  
20 discussions and to give you an opportunity to talk scheduling  
21 in case you wanted to go to hearing. I would normally let  
22 you know that you have this room until five o'clock, but  
23 because I have another prehearing conference -- I believe,  
24 Mr. Jacobs, you'll be involved with that with MGE.

25                  If you need other accommodations throughout

1 the day, please let me know. I'm on the ninth floor and we  
2 can certainly unlock the other hearing room or find someplace  
3 else for you to meet if you need to.

4 I don't see any other pending motions. I  
5 believe a proposed procedural schedule or alternative  
6 pleading would be due a week from today, June 20th. Is there  
7 anything that I've overlooked? Anything I can do for  
8 counsel? Any announcements from counsel?

9 MS. SHEMWELL: No, thank you.

10 JUDGE PRIDGIN: Hearing nothing, I will wrap  
11 up my portion of the conference and you certainly have this  
12 room until noon or 12:30. Again, I'm up on the ninth floor.  
13 The calendar is up there if you need to look for dates.  
14 Anything from counsel before I close?

15 MS. SHEMWELL: No.

16 JUDGE PRIDGIN: All right. Thank you very  
17 much. If that's the case, we'll go off the record. This  
18 ends the on-the-record portion of the prehearing conference  
19 in GM-2011-0354. We are off the record.

20

21

22

23

24

25

CERTIFICATE OF REPORTER

STATE OF MISSOURI )

) ss:

COUNTY OF GASCONADE )

I, JENNIFER L. LEIBACH, Registered Professional Reporter, Certified Court Reporter, CCR #1108, and Certified Realtime Reporter, the officer before whom the foregoing matter was taken, do hereby certify that the witness/es whose testimony appears in the foregoing matter was duly sworn by me; that the testimony of said witness/es was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this matter was taken, and further that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

\_\_\_\_\_

Court Reporter