

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

In the Matter of Southern Union Company d/b/a) **File No. GE-2011-0282**
Missouri Gas Energy's Application for Waiver/Variance)

MOTION FOR ORDER RESCHEDULING EVIDENTIARY HEARING DATES

COMES NOW, the Staff of the Missouri Public Service Commission (“Staff”), by and through the Staff Counsel Department of the Missouri Public Service Commission (“Commission”) and on behalf of the parties¹ to File No. GE-2011-0282 submits this Motion For Order Rescheduling Evidentiary Hearing Dates from the presently scheduled February 8-9, 2012 to the proposed February 7-8, 2012. The parties to File No. GE-2011-0282 are willing to request and effectuate this change in procedural schedule as an accommodation to the parties² to File No. EO-2011-0128³. In support thereof, the Staff states as follows:

1. In its November 18, 2011 Order Granting Public Counsel's Motion To Continue Hearing in File No. EO-2011-0128, the Commission scheduled a November 21, 2011 conference to discuss rescheduling the evidentiary hearing. Counsel for the parties in File No. EO-2011-0128 encountered difficulty in finding mutually acceptable days for a two-day evidentiary hearing when looking at the calendar for December, 2011 and January, 2012, but eventually

¹ Staff; Southern Union Company d/b/a Missouri Gas Energy (“MGE”); and Office of the Public Counsel (“Public Counsel”).

² Staff; Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”); Midwest Independent Transmission System Operator, Inc. (“Midwest ISO”); Public Counsel; Missouri Industrial Energy Consumers (“MIEC”); Missouri Joint Municipal Electric Utility Commission (“MJMEUC”); The Empire District Electric Company (“Empire”); and Southwest Power Pool, Inc. (“SPP”).

³ In the Matter of the Application of Union Electric Company for Authority to Continue the Transfer of Functional Control of Its Transmission System to the Midwest Independent Transmission System Operator, Inc.

were able to settle on January 19-20, 2012 and proposed those dates. The parties were unaware that these dates created a conflict for the Commission and, as a consequence, the dates were not available for the evidentiary hearing. On November 22, 2011, the Commission issued its Order Denying Motion To Reschedule Hearing And Directing Parties To Propose Alternative Hearing Dates in File No. EO-2011-0128.

2. Counsel for the parties in File No. EO-2011-0128 have continued to encounter difficulty in finding mutually acceptable days for a two-day evidentiary hearing even looking at the calendar for February, 2012. Counsel for the parties in File No. EO-2011-0128 were able to identify February 9-10, 2012 as dates that would be able to work for the parties, but February 9, 2012 is the second day of a two-day evidentiary hearing in File No. GE-2011-0282. There are three parties in File No. GE-2011-0282: MGE, Public Counsel, and Staff. Counsel for MGE, Public Counsel, and Staff have conferred with their “clients” and they are amenable to moving their two-day evidentiary hearing from February 8-9, 2012 to February 7-8, 2012 so that the parties to File No. EO-2011-0128 can schedule their two-day evidentiary hearing for February 9-10, 2012.

3. None of the parties to these proceedings propose this scheduling to unduly delay any Commission proceedings or to inconvenience the Commission.

WHEREFORE the Staff submits this pleading on behalf of the parties to File No. GE-2011-0282 requesting that the Commission issue an Order rescheduling the evidentiary hearing dates in File No. GE-2011-0282 from the presently scheduled February 8-9, 2012 to the proposed February 7-8, 2012.

Respectfully submitted,

/s/ Steven Dottheim

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing filing of *Motion For Order Rescheduling Evidentiary Hearing Dates* was served via e-mail on counsel for all parties of record on this 30th day of November, 2011.

/s/ Steven Dottheim