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BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

August 24, 2010

Jefferson City, Missouri

Volume 1

In the Matter of:

The Staff of the Missouri ,)	
Public Service Commission,)	
)	
Complainant,)	
)	
v.)	File No. GC-2011-0006
)	
Laclede Gas Company,)	
)	
Respondent.)	

MORRIS L. WOODRUFF, Presiding
CHIEF REGULATORY LAW JUDGE

REPORTED BY:
Shelley L. Mayer, CCR
TIGER COURT REPORTING, LLC

A P P E A R A N C E S

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1 JUDGE WOODRUFF: Welcome to the
2 prehearing conference for Case No. GC-2011-0006 which
3 is Staff's complaint against Laclede. We'll start by
4 getting -- start by taking entries of appearance
5 beginning with Staff.

6 MS. SHEMWELL: Good morning, and thank
7 you, Judge. Lera Shemwell and Kevin Thompson for the
8 Staff of the Commission, Post Office Box 360,
9 Jefferson City, Missouri 65102.

10 JUDGE WOODRUFF: For Laclede?

11 MR. ZUCKER: Rick Zucker and Michael C.
12 Pendergast here for Laclede Gas Company, 720 Olive
13 Street, St. Louis, Missouri 63101.

14 JUDGE WOODRUFF: Public Counsel?

15 MR. POSTON: Marc Poston appearing for
16 the Office of the Public Counsel and the public.

17 JUDGE WOODRUFF: Okay. I believe that's
18 all the parties. I asked you to come to this
19 prehearing conference today so we can work on a
20 procedural schedule so that we can resolve this
21 complaint. And as part of that I would like to ask
22 you, is there any need for an evidentiary hearing on
23 this case? Are there any disputed issues? I'll
24 start with Staff. Disputed factual basis.

25 MS. SHEMWELL: It is the opinion of Staff

1 that we could stipulate to the facts and argue this
2 is in briefs, Judge. That I don't know that there
3 are any issues for which we need a hearing. I think
4 it's mostly a legal argument.

5 JUDGE WOODRUFF: What's Laclede's view?

6 MR. PENDERGAST: I think, you know,
7 Ms. Shemwell's right; it's primarily a legal
8 argument, but there may also be some factual matters
9 that will be relevant to those legal arguments.
10 We're certainly willing to talk to the staff and to
11 the Office of Public Counsel about potentially coming
12 up with a stipulation of facts. And if that was
13 acceptable, then it would very well not be needed to
14 do a hearing. But, you know, that remains to be
15 seen.

16 JUDGE WOODRUFF: Okay. Possibly
17 competing motions for summary determination,
18 something --

19 MR. PENDERGAST: Sure.

20 JUDGE WOODRUFF: -- along those lines?
21 What's Public Counsel's view?

22 MR. POSTON: Yeah, that's fine. I'll
23 work with the parties to determine whether we can do
24 this just on briefs. I'll have some questions for
25 them about facts that may be at issue, but I'll bring

1 that up during our prehearing.

2 JUDGE WOODRUFF: Okay. Anyone want to
3 bring anything up while we're on the record?

4 MR. PENDERGAST: I don't believe so, your
5 Honor.

6 JUDGE WOODRUFF: All right.

7 MS. SHEMWELL: I don't think so.

8 JUDGE WOODRUFF: With that then, we'll
9 end the on the record portion of this prehearing
10 conference.

11 (Off the record.)

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CERTIFICATE

I, Shelley L. Mayer, a Certified Court Reporter,
CCR No. 679, the officer before whom the foregoing
hearing was taken, do hereby certify that the
testimony which appears in the foregoing hearing 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 hearing
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.

Shelley L. Mayer, CCR