BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of the application of) Southern Missouri Gas Company, L.P. for) a variance from 4 CSR 240-14.020(1)(D))

Case No. GE-2006-0156

STAFF AFFIDAVIT

COMES NOW the Staff of the Commission and submits its affidavit concerning the Staff Recommendation filed in this case on December 7, 2005.

1. On October 10, 2005, Southern Missouri Natural Gas Company L.P. (SMNG) filed an application for variance from certain restrictions in the Commission's Promotional

Practices Rule, 4 CSR 240-14.020(I)(D).

2. On December 7, 2005, Staff filed its Recommendation in this matter supporting the granting of a waiver and approval of the amended tariffs filed by SMNG.

3. Staff is filing the attached affidavit to accompany its Recommendation.

WHEREFORE Staff requests that the Commission accept the attached Staff affidavit as an attachment to its Recommendation in this case.

Respectfully submitted,

DANA K. JOYCE General Counsel

<u>/s/ Lera L. Shemwell</u> Lera L. Shemwell Senior Counsel Missouri Bar No. 43792

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 8th day of December.

/s/ Lera L. Shemwell