

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Percy Cannon,)	
)	
Complainant,)	
)	
v.)	<u>Case No. GC-2008-0169</u>
)	
Missouri Gas Energy,)	
)	
Respondent.)	

ORDER CANCELING PREHEARING CONFERENCE SCHEDULED FOR
FRIDAY, DECEMBER 7, 2007

Issue Date: December 5, 2007

Effective Date: December 5, 2007

On November 19, 2007, Percy Cannon filed a complaint with the Commission against Missouri Gas Energy ("MGE"). Complainant claims that MGE was erroneously refusing to establish natural gas service for him and his family. On November 26, the Commission issued notice of the complaint and set the deadlines for responses to the complaint.

On November 27, Complainant filed a letter with the Commission seeking expedited treatment of his complaint action.¹ The reasons stated for this request include the current and impending cold weather and that there are two asthmatic children living in his household that could be adversely affected by the lack of proper home heating. The

¹ The Commission notes that Mr. Cannon is a *pro se* Complainant and understandably not versed in legal practice or practice before the Commission. Therefore, the Commission will treat Mr. Cannon's letter as being a motion for expedited treatment and finds his request to be in substantial compliance with Commission Rule 4 CSR 240-2.080(16) for purposes of this order.

Commission set a prehearing conference for Friday, December 7, to specifically address Mr. Cannon's motion to expedite this proceeding.

On December 5, MGE filed its "Notice Concerning Natural Gas Service, in which it asserts that "MGE has since reached an agreement with the Cannons and as of December 4, 2007, natural gas service is being provided to 3223 E. 41st Street in the name of Swanita M. Carson-Cannon." Because MGE is now providing gas service to the Cannons, it has mooted Mr. Cannon's motion to expedite this proceeding, which was based upon a claim that service was required immediately to provide adequate heat for his asthmatic children. Consequently, the Commission will cancel the immediate prehearing conference it set in this matter to address Mr. Cannon's motion and allow the complaint process to proceed pursuant to the response timeline established by the Commission when it issued notice of the complaint on November 26.

IT IS ORDERED THAT:

1. The immediate prehearing conference, scheduled for Friday, December 7, 2007 at 8:00 a.m., is hereby canceled.
2. Mr. Cannon's Motion to Expedite, filed on November 27, 2007, is denied as being moot.
3. The order scheduling responses set out in the "Notice of the Complaint and Order Directing Staff Investigation and Responses," issued on November 26, 2007, is unchanged.

4. This order shall become effective on December 5, 2007.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of December, 2007.