

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 3rd day of  
April, 2007.

In the Matter of Missouri Gas Energy's Tariffs     )  
Increasing Rates for Gas Service Provided         )  
to Customers in the Company's Missouri            )  
Service Area   )

**Case No. GR-2006-0422**

**ORDER REGARDING MOTION FOR EXPEDITED CONSIDERATION  
AND APPROVAL OF TARIFF SHEETS IN COMPLIANCE WITH  
COMMISSION ORDER**

Issue Date: April 3, 2007

Effective Date: April 3, 2007

Missouri Gas Energy, a division of Southern Union Company initiated this proposed rate case on May 1, 2006 by filing with the Missouri Public Service Commission tariff sheets with an effective date of June 2, 2006. Under Missouri law, the Commission has the authority to suspend the effectiveness of the proposed tariff sheets for a period of 120 days beyond the effective date.<sup>1</sup> To further consider the proposed rate increase, the Commission has the authority to suspend the tariff sheets for an additional period not to exceed six months.<sup>2</sup> The proposed tariff sheets must therefore be either rejected or approved no later than March 30, 2007.<sup>3</sup>

On March 22, the Commission issued a Report and Order bearing an effective date of March 30, authorizing MGE to file tariff sheets in compliance with the Commission's

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<sup>1</sup> RSMo Section 393.150.1.

<sup>2</sup> RSMo Section 393.150.2.

<sup>3</sup> One hundred twenty days beyond May 1, 2006 is September 30, 2006. An additional six months is March 30, 2007.

Order. MGE filed such tariff sheets on March 28, requesting that the Commission approve the tariff sheets to be effective on and after April 1. In its request, MGE explains in a footnote that:

Although MGE would typically seek to effectuate these compliance tariff sheets on the effective date of the Report and Order (March 30, 2007), because seasonal rate changes are scheduled to occur only two days thereafter (on April 1, 2007), MGE seeks to effectuate these compliance tariff sheets on April 1, 2007, in order to mitigate the number of rate changes that occur within a short period of time. The practical result of this request is to delay MGE's rate increase for two days and this delay will cause no harm to any customer.

MGE argues that the Commission's denial of its request would be to deny MGE of a certain portion of the rate relief to which the Commission has already found MGE to be entitled; further, that such denial would be unlawful, unjust, unreasonable, and not a result intended by the Commission. MGE filed a substitute tariff sheet on March 29, 2007.

On March 30, 2007, the Staff of the Commission filed its Recommendation. Staff states that it has reviewed MGE's tariff sheets and recommends that the Commission approve the tariff sheets to be effective on and after April 1, 2007. Staff points out that unless the Commission orders otherwise and for good cause shown, MGE must give the Commission thirty days notice of the proposed tariff sheets prior to the effective date of such tariff sheets.<sup>4</sup> Stating that good cause has been shown, Staff supports MGE's request.

The Commission has reviewed MGE's request that the Commission approve the tariff sheets to be effective on or after April 1, 2007. Upon such review, and of the Recommendation the Commission's Staff, the Commission finds that there is good cause to

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<sup>4</sup> RSMo 393.140 (11).

approve the tariff sheets to be effective on less than 30 days' notice and shall approve the tariff sheets to be effective on and after April 3, 2007.

**IT IS ORDERED THAT:**

1. Missouri Gas Energy, a division of Southern Union Company's Motion for Expedited Consideration and Approval of Tariff Sheets Filed in Compliance with Commission Order on Less Than Thirty Days' Notice is granted.

2. Missouri Gas Energy, a division of Southern Union Company's proposed tariff, assigned Tariff File No. YG-2007-0689 is approved as amended to be effective on and after April 3, 2007:

**P.S.C. MO. No. 1**

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**Sixth Revised Sheet No. 10, Cancelling Fifth Revised Sheet No. 10  
Thirteenth Revised Sheet No. 24.3, Cancelling Twelfth Revised Sheet No. 24.3  
Seventh Revised Sheet No. 25, Cancelling Sixth Revised Sheet No. 25  
Seventh Revised Sheet No. 28, Cancelling Sixth Revised Sheet No. 28  
Seventh Revised Sheet No. 31, Cancelling Sixth Revised Sheet No. 31  
Second Revised Sheet No. 39, Cancelling First Revised Sheet No. 39  
Fourth Revised Sheet No. 40, Cancelling Third Revised Sheet No. 40  
Seventh Revised Sheet No. 42, Cancelling Sixth Revised Sheet No. 42  
Second Revised Sheet No. 61.2, Cancelling First Revised Sheet No. 61.2  
Seventh Revised Sheet No. 76, Cancelling Sixth Revised Sheet No. 76  
Sixth Revised Sheet No. 77, Cancelling Fifth Revised Sheet No. 77  
Third Revised Sheet No. 83, Cancelling Second Revised Sheet No. 83  
Seventh Revised Sheet No. 94, Cancelling Sixth Revised Sheet No. 94  
Fifth Revised Sheet No. 96, Cancelling Fourth Revised Sheet No. 96  
Fourth Revised Sheet No. 97, Cancelling Third Revised Sheet No. 97  
Third Revised Sheet No. 98, Cancelling Second Revised Sheet No. 98  
Fourth Revised Sheet No. R-34, Cancelling Third Revised Sheet No. R-34**

3. This order shall be effective April 3, 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 )

Davis, Chm., Murray, Gaw, Clayton,  
and Appling, CC., concur.

Jones, Senior Regulatory Law Judge