

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

<b>In the Matter of Missouri Gas Ener-</b>	)	
<b>gy and Its Tariff Filing to Imple-</b>	)	
<b>ment a General Rate Increase for</b>	)	<b>GR-2009-0355</b>
<b>Natural Gas Service</b>	)	

**APPLICATION FOR ORDER ALLOWING INTERVENTION  
OF MIDWEST GAS USERS' ASSOCIATION**

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Comes now MIDWEST GAS USERS' ASSOCIATION ("Midwest") and pursuant to 4 C.S.R. 240-2.075 applies to intervene herein and become a party hereto in respect to the above matter. In support thereof, Midwest respectfully states:

1. Midwest is an unincorporated non-profit association consisting of and representing its membership of business concerns and corporations that are substantial users of natural gas at their plants situated in such states as Kansas, Missouri and Oklahoma. Numerous members have plants and facilities which are located in and consume natural gas within the State of Missouri. A listing of Midwest members and participants is attached as Appendix A.<sup>1/</sup>

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<sup>1/</sup>Pursuant to 4 CSR 240-2.075(3), the attached listing includes Midwest members and companies that have at various times and in various matters participated through Midwest in proceedings in Missouri, Kansas and at the Federal Energy Regulatory Commission. Participants in a particular case will vary depending on the nature of the case, the location and service area of the utility involved, and the impacts on and circumstances of a particular member's or participant's operations. The promptness of the suspension order and the resulting early intervention date has prevented a full response from the membership while information is still being circulated and reviewed.

(continued...)

2. Midwest's interest in proceedings affecting the rates, terms and conditions of large customer natural gas service and transportation service has been repeatedly recognized by the Missouri Public Service Commission in permitting Midwest's intervention in proceedings affecting The Gas Service Company, its successors, KPL Gas Service Company, Western Resources and Missouri Gas Energy, Aquila, Inc. (Missouri Public Service Company), Ameren Union Electric and in numerous generic dockets involving the terms and conditions of natural gas transportation and purchased gas adjustment clauses for natural gas companies in the State of Missouri. Midwest's interest in proceedings affecting natural gas rates, and the terms and conditions of natural gas service also has been recognized by the Federal Power Commission and its successor the Federal Energy Regulatory Commission in granting Midwest's intervention in numerous Natural Gas Act Section 4 and 5 dockets concerning Williams Natural Gas Pipeline Company (now Southern Star Central), Panhandle Eastern Pipeline Company, Riverside Pipeline (now Enbridge Inc.), and other generic dockets concerning the terms and conditions of natural gas service, including FERC Orders 436, 500, 451, 528, 636 and 637.

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<sup>1/</sup>(...continued)  
Present participants in this intervention are EnerSys Inc., North Kansas City Hospital, Archer Daniels Midland Corporation, United States Gypsum Co and Vance Brothers Asphalt. Other participants' involvement and authorization is pending and is expected to be drawn from the attached listing.

3. On or about April 2, 2009, Missouri Gas Energy, a Division of Southern Union Corporation (MGE) filed proposed tariffs reflecting an overall annual revenue increase of \$32.4 million for its Missouri service area. MGE proposes to increase transportation rates by over \$1 million. Other changes may have been proposed that may affect the economics of natural gas transportation for Midwest members and participants.

4. As major customers of MGE, Midwest members and participants will be affected by the outcome of this case to a material but as yet undetermined extent.

5. Because MGE transports gas for use by Midwest members under separate transportation rate schedules and because of the size and consumption patterns of Midwest's members, Midwest is in the special position of representing interests that will not and cannot be represented adequately by any other party and which interests are direct, immediate and differ from the interests of the general public. Therefore, it will aid the Commission and protect the public interest that Midwest be permitted to intervene in this proceeding so as to protect interests that no other party is in a position properly to protect and adequately represent.

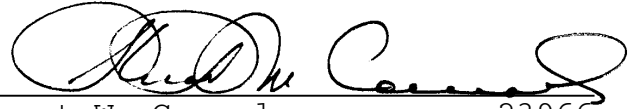
6. For purposes of 4 CSR 240-2.075(2), Midwest has historically opposed the discriminatory, non-cost-based pricing of natural gas distribution services for all customers. Midwest is unable to make a more specific formulation or statement of the positions it will take in the issues in this case pending further

review of MGE's filing, expected discovery, and the positions that may be taken by other parties to this proceeding.

WHEREFORE, Midwest prays: (a) that Midwest be permitted to intervene herein and be made a party hereto with all rights to have notice of and participate in hearings to present evidence, cross-examine witnesses, file briefs and participate in argument, should any be had; and (b) for all other needful and proper relief.

Respectfully submitted,

FINNEGAN, CONRAD & PETERSON, L.C.

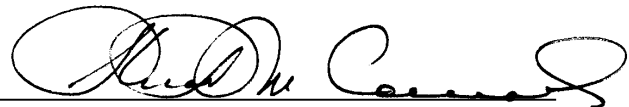


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ATTORNEYS FOR MIDWEST GAS USERS'  
ASSOCIATION

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by U.S. mail, postage prepaid addressed to all parties by their attorneys of record as disclosed by the pleadings and orders herein.



Stuart W. Conrad

Dated: April 27, 2009

## APPENDIX A

A D Mohr Farms	Friskies Petcare Div. of
ABB Power T & D Corporation	Nestle' Inc.
Ag Processing Inc a coopera-	Frito Lay
tive	Gaines Foods
Alameda Towers	General Mills
Alameda Plaza Inc. [Fairmont]	Griffin Wheel
American Bakeries Co.	Guardian Management Inc.
American Beauty Macaroni	Gulf & Western Mfg.
Archer Daniels Midland Company	Guys Foods Inc.
Ark City Packing Co.	Hallmark Cards
Banquet Foods Corporation	Hamm Asphalt Inc.
Baptist Medical Center	Harvest Brand Inc.
Bayer Inc.	Hercules, Inc.
Bethany Hospital	Hills Pet Food Division
Blueside Company	Hills Division of Riviana
BMA	Hospital Linen Service
Bowen Construction Co.	Hudson Foods, Inc.
Butler Manufacturing Co.	Hudson Food Protein
Cargill Inc.	Hudson Farms
Carnation Can Co.	ICI Explosives USA, Inc.
Castlegate Ind. Inc.	J C Nichols Co.
Certain-Teed Products Inc.	Kansas City Terminal Railway
Chesebrough-Ponds, Inc.	Koppers Co. Inc.
City of Osborne	Krause Milling Co.
City of Holton	Lafarge Corporation
City of Minneapolis	Lawrence Paper Company
City of Beloit	Leggett & Platt Inc.
City of Ottawa	M K T Railroad
City of Independence, Missouri	M F A Milling
City of Palmyra	Maytag Corporation
City of Horton	McNally Pittsburg
City of Sabetha	Medical Center of Independence
City of Baldwin	Menorah Medical Center
City of Augusta	Mid-America Dairymen
City of Ossawatomie	Midwest Grain Products
City of Lincoln	Midwest Conveyor
Coleman Alfalfa	Milnot Compay
Colgate Palmolive	Mission Clay Products
Continental Baking Company	Missouri Plating Co.
Cook Paint & Varnish	Missouri Steel Castings
Corn Products Company	Modine Manufacturing Company
Danisco Cultor, Inc.	National ByProducts
Doanes Products	National Starch Company
Empire Cold Storage	North Kansas City Hospital
Fairbanks Morse Pump	O'Sullivan Industries
Fairbanks Morse & Co.	Owens Corning Fiberglas
Fairmont C. C. Dairy	PCS Nitrogen Co.
Fasco Products, Inc.	Pet Milk Co.
Faultless Laundry	Philadelphia Quartz Co.
Folger's Coffee Co.	Pittsburgh Corning Corporation
Ford Motor Co.	Potash Corporation
Fox Run Apartments	Proctor & Gamble Co.

Quaker Oats  
Quintiles  
Ralston Purina Co.  
Reichhold Chemical Inc.  
Research Hospital and Medical  
Center  
Reynolds Metals Co.  
Rival Manufacturing Co.  
Safeway Stores  
Santa Fe Railroad  
Sealright Mfg. Co.  
Sears Roebuck & Co.  
Seitz Foods Inc.  
Southwest Oil & Grease  
Sperry Vickers  
St. Joseph Light & Power  
St. Joseph's Center  
St. Francis Hospital  
St. John's Hospital  
St. Mary's Hospital, St. Jo-  
seph, Missouri [Heartland]  
St. Lukes Hospital  
St. Joseph's Hospital  
Stahl Manufacturing Co.  
Standard Refining  
Steffen Dairy  
Swift Ind. Packing Co.  
Swift and Company  
Teva Pharmaceuticals, Inc.  
Thomas J. Lipton Inc.  
Thompson Industries  
Tower Metal Products  
Town of Carrollton  
Trigen - Kansas City District  
Trinity Lutheran Hospital  
Trumbull Asphalt  
U S Gypsum Co.  
Vance Brothers Asphalt  
W R Grace & Co.  
W S Dickey Clay Products Co.  
Wells Aluminum Inc.  
Winchester Foods Inc.  
Wire Rope Corporation of Amer-  
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