

local public hearing or an evidentiary hearing, and providing the reasons for its position or request.

* * *

(20) If the public counsel files a request for an evidentiary hearing, [the] utility's pending tariff revisions shall then be suspended [.]

A draft tariff is neither "pending tariff revisions" nor subject to suspension. By contrast, a draft tariff must expressly accompany a settlement proposal, under Section (10) of the regulation. The Commission concludes that a draft tariff is not within Section (20) of the regulation, and therefore not within Section (14) of the regulation.

For that reason, the Commission will order the utility to file revised tariff sheets in compliance with Section (14) of the regulation.

THE COMMISSION ORDERS THAT:

1. Southern Missouri Gas Company, L.P. tariff sheets described in the body of this order no later than December 23, 2010.
2. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 16th day of December 2010.