

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas)	
Energy, a Division of Southern Union Company,)	<u>Case No. GO-2006-0201</u>
for Approval to Change Its Infrastructure System)	
Replacement Surcharge.)	

ORDER DIRECTING NOTICE AND SETTING DATE FOR

SUBMISSION OF INTERVENTION REQUESTS

Issue Date: November 10, 2005

Effective Date: November 10, 2005

This order provides notice of the application to adjust an Infrastructure System Replacement Surcharge (ISRS) filed by Missouri Gas Energy, a division of Southern Union Company (MGE). The order also sets a date for the filing of intervention requests and for the filing of a response to the proposed customer notices.

On November 7, 2005, MGE filed an application with the Missouri Public Service Commission pursuant to Sections 393.1009, 393.1012, and 393.1015, RSMo Supp. 2004, requesting that the Commission authorize it to adjust its Infrastructure System Replacement Surcharge. Section 393.1015.2(3) requires that the Commission act on MGE's application no later than 120 days after the petition was filed; therefore, the Commission must issue an order regarding the application effective no later than March 7, 2006.

Section 393.1015.1(2) requires that the Commission publish notice of MGE's filing. Therefore, notice of this application will be made to the general public and interested parties and a date for intervention of proper parties will be set.

The Data Center of the Commission shall mail a copy of this notice to the county commission of the counties served by MGE and to the parties in MGE's most recent rate case, Case No. GR-2004-0209. In addition, the Commission's Public Information Office shall make notice of this order available to the media serving the counties served by MGE and to the members of the General Assembly representing the counties served by MGE.¹

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party requests a hearing, the Commission may determine that a hearing is not necessary.

Along with its application, MGE filed its sample customer notices. Therefore, as set out by Commission rule 4 CSR 240-3.265, the Office of the Public Counsel may file a response to those notices within ten days of their filing.

IT IS THEREFORE ORDERED:

1. That the Data Center of the Missouri Public Service Commission is ordered to serve notice as set out herein.
2. That the Information Officer of the Missouri Public Service Commission is ordered to serve notice as set out herein.
3. That any proper person wishing to intervene in this matter shall file an application to do so no later than December 9, 2005. Such applications shall be filed with:

Secretary, Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

¹ MGE's application indicates that it serves the following Missouri counties: Andrew; Barry; Barton; Bates; Buchanan; Carroll; Cass; Cedar; Christian; Clay; Clinton; Dade; DeKalb; Greene; Henry; Howard; Jackson; Jasper; Johnson; Lafayette; Lawrence; McDonald; Moniteau; Pettis; Platte; Ray; Saline; Stone; and Vernon.

and a copy served on:

Dean L. Cooper
Brydon, Swearngen & England P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102
Attorney for Missouri Gas Energy

and:

Office of the Public Counsel
P.O. Box 2230
Jefferson City, Missouri 65102

4. That the Office of the Public Counsel may file a response to the proposed customer notices no later than November 17, 2005.

5. That this order shall become effective on November 10, 2005.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

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

Dated at Jefferson City, Missouri,
on this 10th day of November, 2005.