

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

In the Matter of Missouri Gas Energy's)	
Tariff Sheets Designed to Increase)	
Rates for Gas Service in the)	Case No. GR-2009-0355
Company's Missouri Service Area)	

SUPPLEMENTAL RESPONSE TO PUBLIC COUNSEL'S OBJECTIONS
REGARDING ADDITIONAL EVIDENCE AND REQUEST FOR
ISSUANCE OF PROCEDURAL ORDER

COMES NOW Missouri Gas Energy ("MGE" and/or "Company"), and states as follows:

1. On November 17, 2009, MGE filed a Motion to Modify Procedural Schedule to address additional information requested by Commissioner Davis at the time of the hearing on November 2, 2009 (the "Motion").

2. Thereafter, on November 18, 2009, the Commission issued an Order Directing Filing setting a deadline for parties to object to the Motion.

3. On November 23, 2009, Public Counsel filed its objections to the Motion. Those objections largely restate Public Counsel's previous filing on November 6, 2009, to which MGE responded on November 12, 2009. As such, MGE restates, reiterates and reaffirms its responses as set forth in EFIS document number 262.

4. Generally, the primary legal issue stated by Public Counsel to introduction of the additional evidence is a claimed lack of due process. This is an objection that has no merit in the event the Commission provides an opportunity for the filing of responsive information and takes up this matter on the record on December 8 or 9, 2009, as proposed by MGE for parties to cross-

examine Mr. Noack concerning his filings. The Company has suggested that other parties be given the opportunity to offer responsive information by December 1, 2009.¹ This may not be as much due process as Public Counsel would like but it provides a sufficient opportunity to be heard for purposes of the validity of the Commission's proceedings.

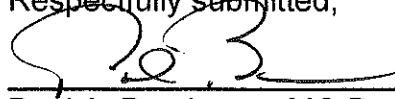
5. Public Counsel claims that MGE's filing differs from Commissioner Davis' information request, but this was to be expected. The Company advised the Commission that its filing would not mirror the Laclede rate design. (Tr. 910-911) In any event, those differences can be explored by responsive information or in cross-examination.

6. No other party filed objections to the modified procedural schedule as proposed by MGE. Consequently, the Commission should issue an order directing parties to file by December 1, 2009, or some other appropriate date, information responsive to that filed by Mr. Noack on November 2, 2009, and that this topic be scheduled for further hearing on December 8 and/or 9, 2009.

WHEREFORE, MGE requests that the Commission issue an Order directing parties to file responsive information by December 1, 2009, or some other appropriate date, and scheduling further hearing on the additional evidence requested by Commissioner Davis on December 8 and/or 9, 2009, and for such further orders and relief as are appropriate in the circumstances.

¹ Another possible date would be December 3, 2009, the same day that rebuttal true-up testimony is currently due.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail, electronic mail or hand delivery, on the 24th day of November, 2009, to the following:

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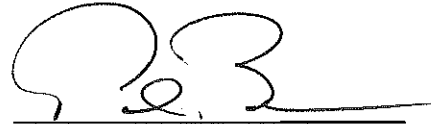
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A handwritten signature in black ink, appearing to read 'P. A. Boudreau', written over a horizontal line.

Paul A. Boudreau