

1 STATE OF MISSOURI
2 PUBLIC SERVICE COMMISSION
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5 TRANSCRIPT OF PROCEEDINGS
6 Local Public Hearing
7 September 1, 2009
8 Warrensburg, Missouri
9 Volume 3
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11 In The Matter of Missouri)
12 Gas Energy And Its Tariff)
13 Filing To Implement A) Case No.GR-2009-0355
14 General Rate Increase For)
15 Natural Gas Service)
16
17 HAROLD STEARLEY, PRESIDING
18 SENIOR REGULATORY LAW
19 JUDGE
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21 TERRY JARRETT,
22 COMMISSIONER
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24 JIM SWEARINGEN, MGE ATTORNEY
25 MARC POSTON, OPC ATTORNEY
TODD JACOBS, MGE ATTORNEY
LERA SHEMWELL, STAFF
ATTORNEY
REPORTED BY: SAUNDRA TIPPINS

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2 JUDGE STEARLEY: All right, we will go
3 ahead and go on the record. Good evening. This evening is
4 Tuesday, September 1st, 2009. The Missouri Public Service
5 Commission has set this time to hold a public hearing in
6 file No. GR-2009-0355. Missouri Gas Energy is seeking a
7 general rate increase for its natural gas service in
8 Missouri. My name is Harold Stearley, and I am the senior
9 regulatory law judge that will preside over the
10 commission's hearing. Commissioner Jarrett is present on
11 site in Warrensburg, Missouri.

12 Although we have no other commissions present
13 for the live hearing, they will be viewing the transcripts
14 and recordings of this hearing, and any testimony that's
15 offered will be taken into consideration and made part of
16 the official record of this case. This is an official
17 hearing, so any statements or testimony given tonight will
18 need to be sworn testimony, and I will swear the witnesses
19 in, and they will give their testimony under oath.

20 Any person, once I ask them a couple of
21 preliminary questions, may give their statement, and then
22 the attorneys that are present or the various parties may
23 have questions for that witness. I may have questions or
24 Commissioner Jarrett may have questions. So those people
25 who are speaking tonight, please remain until you are

1 excused.

2 Are there any questions about the procedure
3 that we're going to follow tonight? Hearing none, I am
4 going to begin by taking entries of appearance by counsel,
5 starting with Missouri Gas Energy.

6 MR. SWEARINGEN: Jim Swearingen here in
7 Jefferson City, Missouri, on behalf of Missouri Gas Energy.

8 MR. JACOBS: For the company, Todd Jacobs,
9 Missouri Gas Energy, 3420 Broadway, Kansas City, Missouri.

10 JUDGE STEARLEY: Thank you, Mr. Jacobs.
11 The staff of the Missouri Public Service Commission?

12 MS. SHEMWELL: Lera Shemwell representing
13 the staff of the Missouri Public Service Commission.

14 JUDGE STEARLEY: The Office of Public
15 Counsel?

16 MR. POSTON: Marc Poston appearing for the
17 Office of the Public Counsel.

18 JUDGE STEARLEY: Thank you, Mr. Poston.
19 Are any of counsel here representing any of the intervenors
20 in this case this evening?

21 MR. OCHOA: I don't see any, your Honor.

22 JUDGE STEARLEY: All right. Well, I'm
23 assuming I haven't missed anyone yet. Commissioner
24 Jarrett, would you like to make some opening remarks before
25 we begin?

1 gentleman that signed the list, and he has informed me that
2 he's changed his mind, and he does not the wish to testify.
3 Is there anyone that's wants to testify?

4 JUDGE STEARLEY: I hope I haven't scared
5 anyone off. We do have this testimony given under oath.
6 It's not a very formal proceeding, and we certainly would
7 welcome any comments from any of the people attending there
8 today.

9 Second chance here. Anyone like to speak?
10 Well, I'm not hearing anyone volunteering here.

11 I would like to remind everyone that they can
12 also make comments by calling the Public Service
13 Commission. They can submit them in writing by mail. They
14 can submit them in writing by our web page. And I believe
15 the staff on site has all that contact information. They
16 can also submit comments through the Office of Public
17 Counsel. I know Mr. Poston is present there.

18 The evidentiary hearing set for this case is
19 currently scheduled for October 26th through 30th and the
20 week also of November 2nd through the 6th. If people wish
21 to monitor that hearing, they can tune in on that. That
22 also will be web cast.

23 There won't be a decision immediately
24 following that hearing. There will be a time period in
25 which the commission takes briefs from the parties and

1 thoroughly considers all the evidence. So this case will
2 remain open for public comments throughout this time
3 period, until the close of evidence.

4 I'll do a third call. Would anyone like to
5 offer any statements this evening? Seeing none,
6 Commissioner Jarrett, would you like to make a closing
7 remark?

8 COMMISSIONER JARRETT: I would just say
9 thank you, Judge, for that fine soliloquy on how folks can
10 comment, and I know that anyone watching on the web cast or
11 here tonight will take advantage of that if they so desire.

12 JUDGE STEARLEY: We will go off the
13 record. People in attendance are certainly welcome to
14 speak to the party representatives there, and I'm sure
15 Commissioner Jarrett will entertain any private comments
16 from you.

17 I would like to thank you all for attending,
18 and the local public hearing in GR-2009-0355 is hereby
19 adjourned. Thank you all very much.

20 (Hearing adjourned.)

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CERTIFICATE OF REPORTER

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I, Sandra Tippins, Certified Court Reporter,

Notary Public within and for the State of Missouri, do

hereby certify that the witness whose testimony appears in

the foregoing deposition was duly sworn by me; the

testimony of said witness was taken by me to the best of my

ability and thereafter reduced to typewriting under my

direction; that I am neither counsel for, related to, nor

employed by any of the parties to the action in which this

deposition was taken, and further that I am not a relative

or employee of any attorney or counsel employed by the

parties thereto, nor financially or otherwise interested in

the outcome of the action.

Notary Public within and for

the State of Missouri

My commission expires June 30, 2013.