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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS
Prehearing Conference
May 20, 2009
Jefferson City, Missouri
Volume 1

In the Matter of Missouri Gas)
Energy and Its Tariff Filing)
To Implement a General Rate) Case No. GR-2009-0355
Increase for Natural Gas)
Service)

RONALD D. PRIDGIN, Presiding,
SENIOR REGULATORY LAW JUDGE.

REPORTED BY:
KELLENE K. FEDDERSEN, CSR, RPR, CCR
MIDWEST LITIGATION SERVICES

1 APPEARANCES:

2 JAMES C. SWEARENGEN, Attorney at Law
3 DEAN L. COOPER, Attorney at Law
4 Brydon, Swearngen & England, P.C.
5 312 East Capitol
6 P.O. Box 456
7 Jefferson City, MO 65102-0456
8 (573)635-7166
9 dcooper@brydonlaw.com

10 FOR: Missouri Gas Energy, a Division of
11 Southern Union Company.

12 SHELLEY WOODS, Assistant Attorney General
13 SARAH CALLIER, Assistant Attorney General
14 P.O. Box 899
15 Supreme Court Building
16 Jefferson City, MO 65102
17 (573)751-3321

18 FOR: Missouri Department of Natural
19 Resources.

20 STUART CONRAD, Attorney at Law
21 DAVID WOODSMALL, Attorney at Law
22 Finnegan, Conrad & Peterson
23 3100 Broadway
24 1209 Penntower Officer Center
25 Kansas City, MO 64111
(816)753-1122
stucon@fcplaw.com

FOR: Midwest Gas Users Association.

18 JEREMIAH D. FINNEGAN, Attorney at Law
19 Finnegan, Conrad & Peterson
20 3100 Broadway
21 1209 Penntower Officer Center
22 Kansas City, MO 64111
23 (816)753-1122
24 jfinnegan@fcplaw.com

25 FOR: University of Central Missouri.
University of Missouri - Kansas City.
Superior Bowen Asphalt Company.

1 WILLIAM D. STEINMEIER, Attorney at Law
2 MARY ANN (GARR) YOUNG, Attorney at Law
3 William D. Steinmeier, P.C.
4 2031 Tower Drive
5 P.O. Box 104595
6 Jefferson City, MO 65110
7 (573)734-8109
8 wds@wdspsc.com

9 FOR: Constellation New Energy - Gas
10 Division, LLC.

11 MARC D. POSTON, Senior Public Counsel
12 P.O. Box 2230
13 200 Madison Street, Suite 650
14 Jefferson City, MO 65102-2230
15 (573)751-4857

16 FOR: Office of the Public Counsel
17 and the Public.

18 LERA L. SHEMWELL, Deputy General Counsel
19 ROBERT S. BERLIN, Senior Counsel
20 JAIME OTT, Legal Counsel
21 SAMUEL RITCHIE, Legal Counsel
22 ERIC DEARMONT, Legal Counsel
23 P.O. Box 360
24 200 Madison Street
25 Jefferson City, MO 65102
(573)751-3234

FOR: Staff of the Missouri Public
Service Commission.

1 P R O C E E D I N G S

2 JUDGE PRIDGIN: Good morning. We're on the
3 record. This is the prehearing conference in file No.
4 GR-2009-0355, in the matter of Missouri Gas Energy and its
5 tariff filing to implement a general rate increase for
6 natural gas service.

7 I'm Ron Pridgin. I am the Regulatory Law
8 Judge assigned to preside over the prehearing conference
9 that's being held on May 20th, 2009 at approximately 11:08
10 in the morning. We are in the Governor Office Building in
11 Jefferson City, Missouri.

12 I would like to get entries of appearance
13 from counsel, and if I could begin with Missouri Gas
14 Energy, please.

15 MR. COOPER: Dean L. Cooper and James C.
16 Swearngen from the law firm of Brydon, Swearngen &
17 England, P.O. Box 456, Jefferson City, Missouri 65102,
18 appearing on behalf of Missouri Gas Energy, a Division of
19 Southern Union Company.

20 JUDGE PRIDGIN: Mr. Cooper and
21 Mr. Swearngen, thank you.

22 On behalf of the Staff of the Commission,
23 please.

24 MS. SHEMWELL: Good morning, and thank you,
25 Judge. Lera Shemwell, Bob Berlin, Eric Dearmont, Jaime

1 Ott and Samuel Ritchie appearing on behalf of the Staff of
2 the Commission.

3 JUDGE PRIDGIN: Ms. Shemwell, Mr. Berlin,
4 Mr. Dearmont, Ms. Ott, Mr. Ritchie. Did I miss anyone?

5 MS. SHEMWELL: That's it. Thank you.

6 JUDGE PRIDGIN: Thank you. On behalf of
7 the Office of Public Counsel, please.

8 MR. POSTON: Thank you. Marc Poston
9 appearing for the Office of the Public Counsel and the
10 public.

11 JUDGE PRIDGIN: Mr. Poston, thank you. On
12 behalf of Oneok Marketing, please. No appearance.

13 On behalf of the Missouri Department of
14 Natural Resources, please.

15 MS. WOODS: On behalf of the Missouri
16 Department of Natural Resources, Shelley Woods and Sarah
17 Callier, Post Office Box 899, Jefferson City, Missouri
18 65102.

19 JUDGE PRIDGIN: Ms. Woods and Ms. Callier,
20 thank you.

21 On behalf of Constellation New Energy,
22 please.

23 MR. STEINMEIER: Please let the record
24 reflect the appearance of William D. Steinmeier and Mary
25 Ann (Garr) Young of William D. Steinmeier, P.C., Post

1 Office Box 104595, Jefferson City, Missouri 65110-4595,
2 appearing on behalf of Constellation New Energy - Gas
3 Division, LLC.

4 JUDGE PRIDGIN: Mr. Steinmeier, thank you.
5 On behalf of Midwest Gas Users Association, please.

6 MR. CONRAD: Good morning, your Honor, and
7 thank you. Please let the record show the appearance of
8 Stuart W. Conrad and David Woodsmall, the law firm of
9 Finnegan, Conrad & Peterson, 3100 Broadway, Suite 1209,
10 Kansas City, Missouri 64111.

11 JUDGE PRIDGIN: Mr. Conrad, thank you. And
12 correct me if I'm wrong, but I believe, Mr. Finnegan, you
13 represent UMKC, UCM and Superior Bowen; is that correct?

14 MR. FINNEGAN: I represent University of
15 Central Missouri also.

16 JUDGE PRIDGIN: Yes, sir.

17 MR. FINNEGAN: UMKC and Superior Bowen
18 Asphalt. I'm Jeremiah Finnegan, Finnegan, Conrad &
19 Peterson, 3100 Broadway, Suite 1209, Kansas City, Missouri
20 64111.

21 JUDGE PRIDGIN: Mr. Finnegan, thank you.
22 Is there anyone that I missed?

23 All right. The prehearing conference at
24 this stage of the game is usually to let the parties begin
25 planning their procedural schedule. Is there anything

1 that counsel needs to bring to my attention before I would
2 conclude the on-the-record portion and excuse myself?

3 MR. CONRAD: Judge, just very quickly,
4 there's been a suggestion made and an adjustment in the
5 hearing dates that were set, and I wonder if you would
6 comment on how set in concrete those are or otherwise.
7 It's not our suggestion. It's someone else's. But it's
8 been circulated among the parties.

9 JUDGE PRIDGIN: I'd say that the hearing
10 dates are not set in concrete. I grabbed those dates, and
11 I have to start counting backwards from operation of law
12 date and allow -- I'm trying to allow myself enough time
13 to write and allow you enough time to review the
14 transcript and write briefs.

15 If the parties want other hearing dates, I
16 would certainly be glad to listen to it, but, you know, I
17 grabbed those dates for a reason. Obviously I've had rate
18 cases before where I've picked dates and moved them
19 anyway.

20 MS. SHEMWELL: Do you know when NERUC is in
21 November?

22 JUDGE PRIDGIN: I think it is the first two
23 or three days in a week in mid November, Lera, like around
24 the 14th, 15th, something like that.

25 MR. STEINMEIER: It's usually right around

1 Veterans Day.

2 JUDGE PRIDGIN: That sounds correct.

3 MS. SHEMWELL: Thank you.

4 JUDGE PRIDGIN: You're welcome.

5 MR. CONRAD: And I guess would you be
6 available later on today if the need arises?

7 JUDGE PRIDGIN: I will be here until
8 roughly 3:30, 4 o'clock at least. I'm on the ninth floor,
9 obviously, if you need me, and the calendar's up there if
10 you need to look for days as well.

11 Anything else from counsel?

12 (No response.)

13 JUDGE PRIDGIN: All right. I believe you
14 have access to the -- you should have access to this room
15 all day. This port should be open until about one
16 o'clock. If you need to talk after one, you'll need to
17 make other arrangements. This phone call should
18 disconnect about one.

19 Let me go off the record, move the speaker
20 phone for you. Is there anything further from counsel?
21 All right. Nothing further. We will go off the record.
22 Thank you very much.

23 WHEREUPON, the recorded portion of the
24 prehearing conference was concluded.

25

1 C E R T I F I C A T E

2 STATE OF MISSOURI)
3) ss.
4 COUNTY OF COLE)

5 I, Kellene K. Feddersen, Certified
6 Shorthand Reporter with the firm of Midwest Litigation
7 Services, do hereby certify that I was personally present
8 at the proceedings had in the above-entitled cause at the
9 time and place set forth in the caption sheet thereof;
10 that I then and there took down in Stenotype the
11 proceedings had; and that the foregoing is a full, true
12 and correct transcript of such Stenotype notes so made at
13 such time and place.

14 Given at my office in the City of
15 Jefferson, County of Cole, State of Missouri.

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17 Kellene K. Feddersen, RPR, CSR, CCR
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