

**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,	)	<b><u>Case No. GO-2009-0302</u></b>
For Approval to Change its Infrastructure System	)	Tariff No. YG-2009-0604
Replacement Surcharge	)	

**ORDER SUSPENDING TARIFF, DIRECTING NOTICE AND SETTING**  
**INTERVENTION DATE**

Issue Date: February 24, 2009

Effective Date: February 24, 2009

On February 19, 2009, Missouri Gas Energy, a division of Southern Union Company (MGE), filed a petition with the Missouri Public Service Commission pursuant to Sections 393.1009, 393.1012 and 393.1015, RSMo Supp. 2008; and 4 CSR 240-2.060 and 4 CSR 240-3.265. MGE requests adjustment of its rates and charges through a change to its Infrastructure System Replacement Surcharge ("ISRS") rate schedule to provide recovery of costs for infrastructure system replacement and relocations eligible for ISRS recognition. Section 393.1015.2(3), RSMo Supp. 2008, requires the Commission to act on MGE's application no later 120 days after it was filed. Consequently, the Commission must issue a decision regarding the petition effective no later than June 19.

With its application, MGE filed a tariff that would implement the surcharge effective March 21. The Commission will suspend that tariff until June 19, to allow sufficient time to review MGE's ISRS application.

Section 393.1015.1(2) RSMo Supp. 2008 requires the Commission to publish notice of MGE's filing. Therefore, notice of this application will be given to the general public and to others who may be interested, and a date set for intervention requests.

**THE COMMISSION ORDERS THAT:**

1. The tariff sheet filed by Missouri Gas Energy, a division of Southern Union Company, on February 19, 2009, and assigned tariff number YG-2009-0604, is suspended until June 19, 2009. The tariff suspended is:

**P.S.C. MO. NO. 1**

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**9<sup>th</sup> Revised Sheet No. 10, Canceling 8<sup>th</sup> Revised Sheet No. 10**

2. The Data Center of the Missouri Public Service Commission shall mail a copy of this notice to the County Commission for each of the counties in MGE's service area. In addition, the Data Center shall mail a copy of this notice to each party in Case No. GR-2006-0422, MGE's last general rate case.

3. The Commission's Public Information Office shall make notice of this order available to the media serving MGE's service area and to the members of the General Assembly representing MGE's service area.

4. Any person wishing to intervene in this matter shall file an application to do so no later than March 16, 2009. Such application shall be filed with:

Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

and a copy served on:

Dean L. Cooper  
Brydon, Swearengen & England, P.C.  
312 East Capitol  
P.O. Box 456

Jefferson City, Missouri 65102

and:

Office of the Public Counsel  
Post Office Box 2230  
Jefferson City, Missouri 65102

5. This order shall become effective immediately upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Morris L. Woodruff, Deputy Chief Regulatory  
Law Judge, by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 24<sup>th</sup> day of February, 2009.