

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 17th day
of March, 2010.

In the matter of Laclede Gas Company's Purchased)
Gas Adjustment for 2005-2006) **File No. GR-2006-0288**

In the Matter of Laclede Gas Company's Purchased)
Gas Adjustment (PGA) Factors to be Audited in its) **File No. GR-2005-0203**
2004-2005 Actual Cost Adjustment)

**ORDER DENYING APPLICATION
FOR RECONSIDERATION**

Issue Date: March 17, 2010

Effective Date: March 17, 2010

On February 24, 2010, the Commission issued an order directing its General Counsel to seek remedies in Circuit Court against Laclede Gas Company for Laclede's failure to follow a Commission order. On March 5, Laclede filed an application for rehearing or alternatively for reconsideration. Because the Commission's order is interlocutory¹ and does not dispose of this case, the Commission will consider Laclede's application to be one for reconsideration, rather than rehearing.

Commission rule 2.160(2) requires that applications for reconsideration set forth the grounds on which the applicant considers the order to be unlawful, unjust or unreasonable. The Commission concludes that its order is lawful because Missouri law² authorizes the Commission to enforce its powers in Circuit Court, through the Commission's General

¹ See Commission rule 2.160 (2).

² Section 386.360 RSMo.

Counsel. Further, throughout this proceeding, the Commission has considered the arguments again set out by Laclede in this application. Laclede has presented nothing to show that the Commission's order directing its General Counsel to seek remedies in Circuit Court is unjust or unreasonable. The Commission will deny Laclede's request for reconsideration.

THE COMMISSION ORDERS THAT:

1. Laclede Gas Company's application for reconsideration is denied.
2. This order shall become effective upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Gunn and Kenney, CC., concur.
Davis and Jarrett, CC., dissent.

Jones, Senior Regulatory Law Judge