

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Verified Application	)	
and Petition of Laclede Gas Company	)	Case No. GO-2009-0221
to Change its Infrastructure System	)	
Replacement Surcharge	)	

**STAFF RESPONSE TO LACLEDE’S RESPONSE TO STAFF**

**RECOMMENDATION AND MOTION FOR EXPEDITED TREATMENT**

**COMES NOW** the Staff and for its response to Laclede’s January 21, 2009 Response to Staff Recommendation and Motion for Expedited Treatment states:

1. On November 21, 2008, Laclede Gas Company (“Laclede” or “Company”) filed an application with the Missouri Public Service Commission requesting that the Commission authorize it to change its Infrastructure System Replacement Surcharge (ISRS).

2. On November 26, 2008, the Commission issued its Order Directing Notice and Setting Intervention Date in which it directed any party wishing to intervene in this matter to file an application to do so by December 16, 2008. No party sought to intervene.

3. On January 20, 2009, Staff filed its Memorandum and as a result of its review and calculations, the Staff recommended an increase in ISRS revenues of \$2,089,404 and an Appropriate Annual Composite ISRS Revenue Requirement of \$5,620,470.

4. It is true that in the Unanimous Stipulation and Agreement in Case No GR-2007-0208, the parties agreed to work toward implementation of the

Company's ISRS filings as soon as reasonably possible, this agreement, of course, cannot bind the Commission in any way.

5. Staff did not agree to support expedited treatment and while Staff does not oppose the Motion, Staff notes the Commission's rule requires pleadings for expedited treatment to state with particularity the harm that will be avoided, or the benefit that will accrue, including a statement of the negative effect, or that there will be no negative effect on the party's customers or the general public.

WHEREFORE, for the foregoing reasons, the Staff notes that its agreement with Laclede to process the ISRS as soon as reasonably possible does not indicate Staff's support of a Motion for Expedited Treatment.

Respectfully submitted,

**/s/ Lera L. Shemwell**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 26th day of January, 2009.

**/s/ Lera L. Shemwell**