

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 31<sup>st</sup> day  
of July, 2007.

In the Matter of Missouri Gas Energy	)	
Proposed Tariff Sheets to Administer	)	<b><u>Case No. GT-2008-0005</u></b>
Natural Gas Conservation Initiatives	)	Tariff No. JG-2008-0010

**ORDER REJECTING TARIFF**

Issue Date: July 31, 2007

Effective Date: July 31, 2007

On July 3, 2007, Southern Union Company, d/b/a Missouri Gas Energy, filed natural gas conservation tariff sheets, claiming that the tariff complies with its commitment to file such sheets no later than June 1.<sup>1</sup> The tariff sheets are due to go into effect August 3.

On July 9, the Office of the Public Counsel filed a Motion to Suspend Tariff, claiming that the tariff sheets do not comply with the Commission's promotional practice rule, 4 CSR 240-3.255(2)(B). MGE responded, stating that the Commission has already declared in Case No. GR-2006-0422 that this is not a promotional practice.

On July 25, the Staff of the Commission stated that the parties expected to file a Unanimous Stipulation and Agreement, along with specimen tariff sheets, in the very near future. Further, Staff stated that it anticipated filing a Recommendation within a week after

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<sup>1</sup> MGE had filed similar sheets in Case No. GT-2007-0477. However, because of a disagreement with Staff, MGE withdrew those sheets, and filled the tariff sheets pending in this case in an attempt to meet Staff's concerns.

the filing of the Stipulation. On July 26, the parties filed their Unanimous Stipulation and Agreement, which included specimen tariffs.

Because the parties have agreed upon new tariff sheets, the Commission will reject the currently pending tariff sheets. The Commission will also order its Staff to file a Recommendation or Suggestions in Support of the Unanimous Stipulation and Agreement, as Staff stated that it would do within a week of the filing of the stipulation.

**IT IS ORDERED THAT:**

1. The proposed tariff sheets submitted on July 3, 2007, effective August 3, 2007, by Southern Union Company, d/b/a Missouri Gas Energy, and assigned Tariff No. JG-2008-0010, are rejected.
2. The Staff of the Commission shall file a Recommendation or Suggestions in Support of the Unanimous Stipulation and Agreement no later than August 3, 2007.
3. This order shall become effective on July 31, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Davis, Chm., Murray, Gaw, Clayton,  
and Appling, CC., concur.

Pridgin, Senior Regulatory Law Judge