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April 7, 2003

Missouri Public Service Commission 200 Madison Street, PO Box 360

FILED³ APR 0 7 2003

Missouri Public Service Commission

In the Matter of the Tariff Filing of Laclede Gas Company - Case No. GT-2003-0032 Tariff No. JG-2003-0048

Dear Mr. Roberts:

Mr. Dale Hardy Roberts Executive Secretary

Jefferson City, MO 65102-0360

RICHARD S. BROWNLEE III

MICHAEL A. DALLMEYER

DOUGLAS L. VAN CAMP

MICHAEL G. BERRY

IOHN W. KUEBLER

SUSAN M. TURNER

SARA C. MICHAEL

RODNEY D. GRAY SHANE L. FARROW

KEITH A. WENZEL

KELLIE R. NILGES

Enclosed please find the original plus eight (8) copies of the Position Statement filed on behalf of Missouri School Board Association in the above-captioned matter.

If you have any questions concerning the enclosed, please give me a call. Thank you.

Very truly yours,

HENDREN AND ANDRAE, L.L.C.

J. Browles 11

Richard S. Brownlee, III

RSB\sa Enclosures Public Counsel General Counsel All Counsel of Record Melissa Randol Louie R. Ervin Robert McWilliams

BEFORE THE PUBLIC SERVICE COMMISSION

FILED³
APR 0.7.2003

OF THE STATE OF MISSOURI

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In the Matter of the Tariff)	
Filing Of Laclede Gas)	Case No. GT-2003-0032
Company)	Tariff No. JG-2003-0048

MISSOURI SCHOOL BOARDS' ASSOCIATION'S POSITION STATEMENT

COMES NOW, Missouri School Boards' Association (hereafter "MSBA") by and through its Counsel, Hendren and Andrae, L.L.C., Richard S. Brownlee, III, and for its Position Statement states as follows:

- 1. With regard to take or pay for interstate pipeline capacity, the Laclede tariff for eligible school entities should be consistent with those tariffs filed by other utilities and approved by the Commission under the experimental program contained in Section 393.310 RSMo.
- 2. The Laclede tariff for eligible school entities should be consistent with its tariff applicable to large commercial and industrial customers as to transportation services and take or pay provisions.
- 3. Eligible school entities should not be required to take or pay for pipeline capacity beyond one year from the effective date of Section 393.310 RSMo.
- 4. Under Laclede's present large commercial and industrial tariff, a customer may switch from sale services to

pipeline capacity for any set period. Further, those customers are able to purchase pipeline capacity from any third party at market prices.

- 5. Section 393.310 RSMo requires Laclede to offer either aggregate purchasing of natural gas supply and pipeline transportation services under subsection 4(1) or offer resale services under subsection 4(2), but does not require any eligible school entity to take or pay for any pipeline capacity.
- 6. Section 393.310 RSMo provides for an aggregation and balancing fee to provide for the administration of the program by Laclede. The aggregation and balancing fee was not designed to force an eligible school entity to take or pay for any pipeline capacity.
- 7. The Stipulation and tariff previously entered into by the parties were limited to a period ending May 31, 2003, therefore, no agreement was made between the parties as to the cost, term or quantity of interstate pipeline capacity after that time.
- 8. The Commission should approve the tariff as submitted by the Missouri School Board Association through the testimony of witness Ervin.

Respectfully submitted,

HENDREN AND ANDRAE, L.L.C.

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ATTORNEYS FOR INTERVENOR

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing has been mailed or and-delivered to the following on this $11^{\rm th}$ day of October, 2002:

Mike Pendergast 720 Olive Street St. Louis, MO 63101

Office of Public Counsel P.O. Box 7800 Jefferson City, MO 65102 General Counsel MO Public Service Commission P.O. Box 360 Jefferson City, MO 65102

Robert E. McWilliams Lashley & Baer, P.C. 714 Locust Street St. Louis, MO 63101-1699

Richard S. Brownlee, III