

LACLEDE GAS COMPANY  
720 OLIVE STREET  
ST. LOUIS, MISSOURI 63101  
(314) 342-0533

RICK ZUCKER  
ASSISTANT GENERAL COUNSEL-REGULATORY

October 24, 2002

VIA FEDERAL EXPRESS

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
Governor Office Building  
200 Madison Street  
P. O. Box 360  
Jefferson City, MO 65102-0360

FILED

OCT 25 2002

Missouri Public  
Service Commission

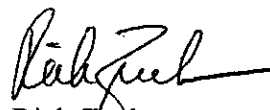
RE: Case No. GO-2002-1099

Dear Mr. Roberts:

Enclosed for filing, please find the original and eight copies of Laclede's Response to Second Order Directing Filing in the above-referenced case. Please file-stamp the additional copy of this Response and return the same in the pre-addressed, stamped envelope provided.

Thank you for your consideration in this matter.

Sincerely,

  
Rick Zucker

RZ:kz

cc: All parties of record

**FILED**

OCT 25 2002

Missouri Public  
Service Commission

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

In the Matter of Laclede Gas )  
Company's Transfer of its Gas Supply )  
Function to a Separate Corporation. )

Case No. GO-2002-1099

**LACLEDE GAS COMPANY'S RESPONSE TO  
SECOND ORDER DIRECTING FILING**

**COMES NOW** Laclede Gas Company ("Laclede" or "Company") and submits its Response to the Commission's Second Order Directing Filing, stating as follows:

1. On October 17, 2002, the Commission issued its Second Order Directing Filing in the above referenced case. In this Order, the Commission required Laclede to file a copy of its answers or objections to Data Requests 3902, 3909, 3911, 3915, 3942 and 3944.
2. Data Request 3902 seeks "job descriptions/requirements for all gas supply employees after the May 2002 transfer" (of the gas supply administrative function to Laclede Energy Services). As stated by Laclede in its October 4, 2002, Response to Motion to Compel Discovery, the Company has fully responded to Data Request 3902. In the response to Data Request 3902, Laclede referred Staff to the Services Agreement between Laclede Gas Company and Laclede Energy Services ("LES") in order for Staff to observe the types of duties assumed by LES. Laclede further informed the Staff that Laclede had not completed updated job descriptions for the post-May 2002 period. The Company of course understands its obligation to supplement its response to this data request as information becomes available.

3. Based on the foregoing, Laclede does not believe there is any information available that could be subject to an order to compel. Nevertheless, as required, attached as Exhibit 1 is the Company's response to Data Request 3902.

4. Also attached as Exhibit 2 is a copy of the Company's letter, emailed on August 30, 2002, containing Laclede's objections to, among others, Data Requests 3909, 3911, 3915, 3942 and 3944. These data requests state as follows:

3909: Please provide a list of all employees of LER.

3911: Please provide copies of all bank statements of LER since 4-1-02.

3915: Please provide copies of all Board of Directors minutes since 1-1-00 for Laclede Gas, the Laclede Group, LES and LER.

3942: Please provide a list of all LER customers.

3944: Please indicate and fully describe any services that LER is providing other than marketing services that are available on the same basis from other marketers that serve Laclede Gas end-user transportation customers.

Objections to these Data Requests were made to the extent they sought information about Laclede Energy Resources ("LER"). Since Data Request Nos. 3909, 3911, 3942 and 3944 only address LER, no answer was provided to these requests.

5. However, Data Request 3915 also involved information on Laclede Gas, the Laclede Group and LES. Copies of all Board Minutes since 1-1-00 were provided for these companies at Laclede's offices, where Staff reviewed them on October 9, 2002.

Respectfully submitted,



Rick Zucker, Mo. Bar #49211  
Assistant General Counsel - Regulatory  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing Response has been duly served upon the General Counsel of the Staff of the Public Service Commission by fax, email or by placing a copy thereof in the United States mail, postage prepaid, on this 24<sup>th</sup> day of October, 2002.



Staff No. 3902

DATA INFORMATION RESPONSE  
Laclede Gas Company  
Case No. GO-2002-1099

Information Requested:

Please provide copies of all job descriptions/requirements for all gas supply employees after the May 2002 transfer.

Answer:

Please refer to the Services Agreement between Laclede Gas Company and Laclede Energy Services. See also Company response to Staff DR 3901. The Company is currently in the process of developing and/or updating formal job descriptions for the employees named in that response, however the process is not complete.

August 30, 2002

Lera Shemwell, Esq.  
Missouri Public Commission Staff  
P.O. Box 360  
Jefferson City, MO 65102

Re: Case No. GO-2002-1099

Dear Lera:

Laclede Gas Company ("Laclede") is in the process of preparing its responses to the 45 data requests ("DRs") submitted by Staff via facsimile on August 20, 2002 in the above referenced case. Laclede intends to fully respond to most of these DRs. However, pursuant to 4 CSR 240-2.090(2), we are writing to let you know that due to the voluminous number and nature of these DRs, we anticipate being able to answer the vast majority of DRs by September 19, 2002. If you desire, we will endeavor to provide information as it becomes available.

Also pursuant to 4 CSR 240-2.090(2), we are writing to let you know of our concerns regarding some of the DRs. Laclede believes that several of the DRs seek information that go beyond the scope of this proceeding. One DR is also overbroad and unduly burdensome, and requests information that may have no relevance to this proceeding.

Since this case concerns Laclede's delegation of a portion of its gas supply administrative activities to Laclede Energy Services ("LES"), Laclede objects to certain DRs to the extent they seek information about Laclede Energy Resources ("LER"). Such information on LER is not reasonably calculated to lead to the discovery of admissible evidence in this case. These DRs include: 3909, 3911, 3915, 3917, 3937, and 3942-45.

Laclede objects to DR 3932, as being overly broad and burdensome, especially given the fact that there is no limitation as to time regarding the information requested. Laclede is, of course, willing to provide information regarding its gas supply contracts and agreements in the appropriate Actual Cost Adjustment ("ACA") proceeding, and is willing to provide any contract relating to LES now. However, simply providing copies of all gas supply contracts regardless of any constraint on time or relevance would be extremely burdensome and in many cases unlikely to be reasonably calculated to lead to the discovery of information relevant to this case.

Laclede also objects to DR 3916 as being beyond the scope of this case, as it relates to the Laclede Gas-MRT relationship, and not the Laclede Gas-LES relationship. Further, this information will also be properly subject to review in the Company's upcoming ACA proceeding.

We are, of course, willing to discuss these objections to see if we can reach an accommodation regarding the information requested. Please call me to discuss the objections, and the timing of our response, when it is convenient.

Sincerely,

Rick Zucker  
Assistant General Counsel - Regulatory  
Laclede Gas Company

cc: Mike Pendergast