

In the Matter of Southern Union Company )  
d/b/a Missouri Gas Energy's ) File No. \_\_\_\_\_  
Application for Waiver/Variance. )

COMES NOW Southern Union Company, d/b/a Missouri Gas Energy (MGE), by and through counsel, and, pursuant to Commission Rule 4 CSR 240-4.020, states as follows to the Missouri Public Service Commission (Commission) as its Notice of Intended Case Filing:

2. Commission Rule 4 240-4.020 concerns Ex Parte and Extra-Record Communications. The purpose of the rule is to “regulate communication between the commission, technical advisory staff, and presiding officers, and anticipated parties, parties, agents of parties, and interested persons regarding substantive issues that are not part of the evidentiary record.”

(2) Any regulated entity that intends to file a case likely to be a contested case shall file a notice with the secretary of the commission a minimum of sixty (60)

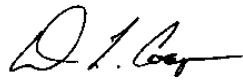
days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission.

4. It is MGE's intent to file an Application for Waiver/Variance concerning a condition imposed as a result of the Commission's Order Approving Stipulation and Agreement and Approving Application in Case No. GM-2003-0238 (issued March 27, 2003).

5. It is unclear whether or not this filing will become a contested case. If it does become a contested case, issues likely to be before the Commission may concern recovery through the PGA clause of certain items and issues related thereto.

WHEREFORE, MGE submits to the Commission and its Secretary this Notice of Intended Case Filing. MGE requests such relief as the Commission deems just and proper under the circumstances.

Respectfully submitted,



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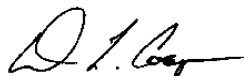
ATTORNEYS FOR MISSOURI GAS ENERGY,  
A DIVISION OF SOUTHERN UNION COMPANY

## Certificate of Service

I hereby certify that two, true and correct copies of the above and foregoing document was sent by electronic mail on this 4<sup>th</sup> day of March, 2011, to:

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Missouri Public Service Commission  
Governor Office Building  
P.O. Box 360  
Jefferson City, MO 65102  
[lera.shemwell@psc.mo.gov](mailto:lera.shemwell@psc.mo.gov)

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