

## **BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of the Application of Missouri Gas Energy,     )  
a Division of Southern Union Company, for a Certificate     )  
of Public Convenience and Necessity Authorizing it to     )  
Construct, Install, Own, Operate, Control, Manager and     ) Case No. GA-2007-0289  
Maintain a Natural Gas Distribution System to Provide     )  
Gas Service in Platte County, Missouri, as an Expansion     )  
Of its Existing Certified Area     )

### **MGE'S PROPOSED PROCEDURAL SCHEDULE**

1. Pursuant to the Commission's March 14, 2007 Order, Missouri Gas Energy (MGE) proposes the following procedural schedule:

May 1 - MGE Direct Testimony

July 9 - Rebuttal Testimony by Staff, OPC, Empire

August 6 - Surrebuttal Testimony by all parties

August 10 - Issues List

August 17 - Position Statements

August 23 & 24 - Hearing

2. Counsel for Empire District Gas Company (Empire) has indicated that Empire does not support MGE's proposed schedule. Counsel for Empire stated that Empire believes that a procedural schedule is premature since Empire is planning to file within the next several months an application for a certificate in the same area requested by MGE in this case. In order to accommodate its potential application, Empire is proposing an extended procedural schedule which requests a hearing at the end of October.

3. MGE asserts that a decision on its application should not be delayed because of something Empire might do in the future. There is no reason why Empire could not have already filed its application, since 4 CSR 240-3.205(2) allows for late filing of required application

information. If and when Empire files its application, the Commission can determine what effect Empire's application will have on the procedural schedule in this case. Until that time, MGE's case should be allowed to move forward without regard to actions that have yet to be undertaken by Empire.

4. Counsel for Staff has indicated that MGE's proposed procedural schedule is reasonable and is acceptable.

5. Counsel for OPC has indicated that OPC has no preference and either MGE's or Empire's schedule is acceptable.

WHEREFORE, MGE requests that the Commission approve its proposed procedural schedule.

Respectfully submitted,

/s/ Roger W. Steiner

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Attorneys for Missouri Gas Energy

## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was emailed to the following counsel this 28th day of March, 2007:

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