

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

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, Manage 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 RESPONSE TO MOTION TO STRIKE

COMES NOW Missouri Gas Energy (MGE), by and through counsel and for its response to Empire District Gas Company's Motion to Strike a Portion of MGE's Post Hearing Brief, states as follows:

1. MGE included the Statement of Mr. David Barth, the owner/developer of Seven Bridges, in response to Commissioner Murray's questions concerning how impacted customers feel about switching gas providers. (Tr. 65-66). Contrary to Empire's assertion, Mr. Barth is a customer of MGE as the Seven Bridges development has a clubhouse and model homes that are served by MGE. (Warren Surrebuttal, Exh. Staff-19, p. 5).

2. Just as Aquila ignored the interests of the developer/customer when it decided not to file for a Certificate for section 13, Empire wishes to also ignore the interests of the developer/customer by moving to strike Mr. Barth's statement.

3. MGE believes the wishes of the customer are relevant to the Commission's decision and believes the Commission can consider customer sentiment in this case.

WHEREFORE, MGE requests that the Commission deny Empire's Motion to Strike.

Respectfully submitted,

/s/ Roger W. Steiner

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was emailed to the following counsel this 3rd day of January, 2008:

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