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August 11, 1999

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**ROBERT SCHALLENBERG**  
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**DALE HARDY ROBERTS**  
Secretary/Chief Regulatory Law Judge

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Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>2</sup>**

**AUG 11 1999**

Missouri Public  
Service Commission

**RE: Case No. GS-<sup>2000-133</sup>~~99~~\_\_\_\_, Missouri Gas Energy**  
**Natural Gas Incident at 101 East 41st Street, Kansas City, Missouri**

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **MOTION TO OPEN DOCKET**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

*Thomas R. Schwarz, Jr.*

Thomas R. Schwarz, Jr.  
Deputy General Counsel  
(573) 751-5239  
(573) 751-9285 (Fax)

TRS/wf  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>

AUG 11 1999

Missouri Public  
Service Commission

In the matter of Missouri Gas Energy, a )  
division of Southern Union Company, )  
regarding an incident at 101 East 41st )  
Street, Kansas City, Missouri, on July 26, )  
1999. )

Case No. GS-<sup>2000-133</sup>~~99~~\_\_\_\_\_

MOTION TO OPEN DOCKET

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and for this Motion to Open Docket states as follows:

1. The Missouri Public Service Commission ("Commission") has the authority to establish a docket for the purpose of receiving information from public utilities under its jurisdiction pursuant to Section 393.140 RSMo (1994). Missouri Gas Energy, a division of Southern Union Company ("MGE") is a gas corporation as defined in Section 386.020(18) RSMO (Supp. 1998) and, as such, is a public utility subject to the Commission's jurisdiction pursuant to Section 386.020(42) RSMo (Supp. 1998).

2. MGE provides natural gas service in the City of Kansas City, Missouri.

3. On July 26, 1999, at approximately 8:09 p.m., an explosion and fire occurred at 101 East 41st Street, Kansas City, Missouri. Natural gas service in Kansas City is provided by MGE. As a result of the explosion and subsequent fire, the multi-story apartment building at 101 East 41st Street collapsed.

4. There were numerous reported injuries resulting from the incident. Three of the injured required hospitalization; two MGE employees sustained burns and other injuries; and one occupant received a head injury. There were no fatalities.

6. The Staff has initiated a formal investigation into the incident.

**WHEREFORE**, pursuant to Commission Policy IP-2, the Staff respectfully requests that the Commission establish a docket for the purpose of receiving a Gas Incident Report on this incident.

Respectfully submitted,

*Thomas R. Schwarz, Jr.*

Thomas R. Schwarz, Jr.  
Deputy General Counsel  
Missouri Bar No. 29645

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Missouri Public Service Commission  
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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand delivered to Robert J. Hack, Missouri Gas Energy, Kansas City, Missouri 64111 and the Office of the Public Counsel, P.O. Box 7800, Jefferson City, MO 65102, on this 11th day of August, 1999.

*Thomas R. Schwarz, Jr.*