

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

In the matter of the Application)	
for authority of Sendero SMGC LP Acquisition)	
Company, and Sendero SMGC GP Acquisition)	
Company to purchase the partnership interests)	Case No. GM-2005-0136
of DTE Enterprises, Inc. and DTE Ozark, Inc. in)	
Southern Missouri Gas Company, L.P., and for)	
Southern Missouri Gas Company, L.P. to execute a)	
Deed of Trust, Security Agreement and Financing)	
Statement to secure a loan to complete the transaction.)	

**MOTION FOR A NOTICE OF CORRECTION NUNC PRO TUNC
CORRECTING THE NAME OF
APPLICANT SENDERO SMGC LIMITED ACQUISITION COMPANY, LLC
AND MOTION FOR EXPEDITED TREATMENT**

COME NOW Sendero SMGC GP Acquisition Company, LLC ("Sendero GP Company"), and Sendero SMGC Limited Acquisition Company, LLC ("Sendero Limited Company")(collectively referred to as "Sendero") and DTE Enterprises, Inc ("DTE Enterprises"), and DTE Ozark, Inc. ("DTE Ozark") (collectively referred to as "DTE") by and through their counsel, and for their motion pursuant to 4 CSR 240-2.080 hereby request that the Commission issue a Notice of Correction Nunc Pro Tunc correcting the name of Sendero SMGC Limited Acquisition Company, LLC in its Order Approving Non-Unanimous Stipulation And Agreement And Approving Application which was issued on April 26, 2005. In support thereof, Joint Applicants respectfully state as follows:

1. On April 26, 2005, the Commission issued its Order Approving Non-Unanimous Stipulation and Agreement And Approving Application in this matter which, among other things, granted DTE Enterprises, Inc. and DTE Ozark, Inc. the authority to sell their respective limited

partnership interests in Southern Missouri Gas Company, L.P. to "Sendero SGMC LP Acquisition Company." (Order, p. 7). The correct name of the acquiring company is "Sendero SMGC Limited Acquisition Company, LLC" as evidenced by the Certificate of Organization from the Missouri Office of the Secretary of State which is attached hereto and incorporated herein by reference. This Certificate of Organization was also attached to the First Amended Application filed on March 30, 2005. However, the First Amended Application incorrectly referred to the company as "Sendero SMGC LP Acquisition Company, LLC" instead of "Sendero SMGC Limited Acquisition Company, LLC." As a consequence, the Commission's Order also refers to the acquiring company by an incorrect name.

3. Joint Applicants are planning to close the transaction on Thursday, May 26, 2005, if possible. Therefore, the Joint Applicants respectfully request that the Notice Of Correction Nunc Pro Tunc be issued as soon as possible. There will be no negative impact on customers, and this pleading was filed as soon possible after the error became apparent.

4. The undersigned counsel has contacted counsel for Staff and Public Counsel and they have no objection to this motion.

WHEREFORE, Joint Applicants respectfully request that the Commission issue its Notice of Correction Nunc Pro Tunc correcting the name of the applicant Sendero SMGC Limited Acquisition Company, LLC throughout the Order Approving Non-Unanimous Stipulation and Agreement And Approving Application issued on April 26, 2005, and specifically in Ordered Paragraphs 3 and 4 of the Order as follows:

"3. That DTE Enterprises, Inc., may sell its limited partnership interest in Southern Missouri Gas Company, L.P., to Sendero SMGC Limited Acquisition Company, LLC.

4. That DTE Ozark, Inc., may sell its limited partnership interest in Southern Missouri Gas Company, L.P., to Sendero SMGC Limited Acquisition Company, LLC."

Joint Applicants respectfully request that the Notice Of Correction Nunc Pro Tunc be issued on or before Thursday, May 26, 2005.

Respectfully submitted,


James M. Fischer Mo. Bar No. 27543
Fischer & Dority, P.C.
101 Madison Street, Suite 400
Jefferson City, Missouri 65101
Telephone: (573) 636-6758
Fax: (573) 636-0383
Email: jfischerpc@aol.com

ATTORNEYS FOR DTE


Frank A. Caro, Jr. Mo Bar No. 42094 *by gmt*
Polsinelli Shalton Welte Suelthaus, P.C.
6201 College Boulevard, Suite 500
Overland Park, KS 66211
Telephone: (913) 451-8788
Fax: (913) 451-6205
Email: fcaro@pswslaw.com

ATTORNEYS FOR SENDERO

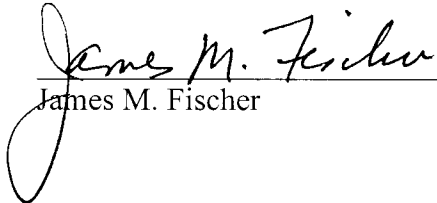
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been hand-delivered, emailed or mailed, postage prepaid, by U.S. Mail, First Class, this 24th day of May, 2005, to:

Office of the Public Counsel
P.O. Box 2230
Jefferson City, MO 65102

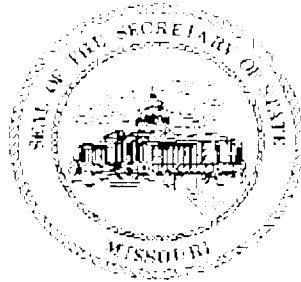
Dan Joyce
General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Charles Brent Stewart
STEWART & KEEVIL, L.L.C.
4603 John Garry Drive, Suite 11
Columbia, Missouri 65203



James M. Fischer

State of Missouri



Robin Carnahan
Secretary of State

CERTIFICATE OF ORGANIZATION

WHEREAS,

Sendero SMGC Limited Acquisition Company, LLC
LC0632335

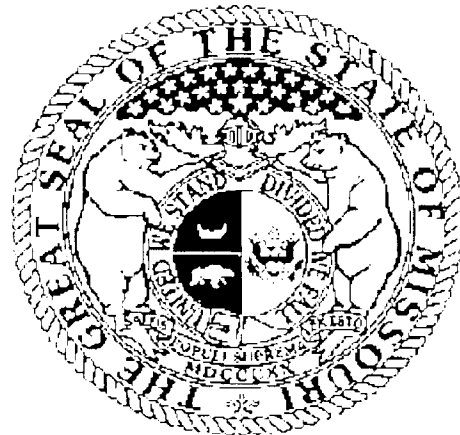
filed its Articles of Organization with this office on the 11th day of January, 2005, and that filing was found to conform to the Missouri Limited Liability Company Act

NOW, THEREFORE, I, ROBIN CARNAHAN, Secretary of State of the State of Missouri, do by virtue of the authority vested in me by law, do certify and declare that on the 11th day of January, 2005, the above entity is a Limited Liability Company, organized in this state and entitled to any rights granted to Limited Liability Companies.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 11th day of January, 2005.

Robin Carnahan

Secretary of State





State of Missouri

Matt Blunt, Secretary of State

Corporations Division
P.O. Box 778 / 600 W. Main Street, Rm 322
Jefferson City, MO 65102

File Number: 200501112115
LC0632335
Date Filed: 01/11/2005
Robin Carnahan
Secretary of State

Articles of Organization

(Submit with filing fee of \$105)

- The name of the limited liability company is:
Sendero SMGC Limited Acquisition Company, LLC
(Must include "Limited Liability Company," "Limited Company," "LC," "L.C.," "L.L.C.," or "LLC")
- The purpose(s) for which the limited liability company is organized: Any lawful act or activity for
which a limited liability company may be formed.
- The name and address of the limited liability company's registered agent in Missouri is:

<u>C T Corporation System</u>	<u>120 South Central Avenue</u>	<u>Clayton, MO</u>	<u>63105</u>
<small>Name</small>	<small>Street Address: May not use P.O. Box unless street address also provided</small>	<small>City/State/Zip</small>	
- The management of the limited liability company is vested in: ☐ managers ☒ members (check one)
- The events, if any, on which the limited liability company is to dissolve or the number of years the limited liability company is to continue, which may be any number or perpetual: Perpetual
(The answer to this question could cause possible tax consequences, you may wish to consult with your attorney or accountant)
- The name(s) and street address(es) of each organizer (P.O. Box may only be used in addition to a physical street address):
Michael Vincent Lorino - 1111 Louisiana Street, 44th Floor, Houston, TX 77002-5200
- The effective date of this document is the date it is filed by the Secretary of State of Missouri, unless you indicate a future date, as follows: _____
(Date may not be more than 90 days after the filing date in this office)

In Affirmation thereof, the facts stated above are true and correct:
(The undersigned understands that false statements made in this filing are subject to the penalties provided under Section 575.040, RSMo)

<u>M-VL</u>	<u>Michael Vincent Lorino</u>	<u>1/6/2005</u>
<small>Organizer Signature</small>	<small>Printed Name</small>	<small>Date</small>
<u></u>	<u></u>	<u></u>
<small>Organizer Signature</small>	<small>Printed Name</small>	<small>Date</small>
<u></u>	<u></u>	<u></u>
<small>Organizer Signature</small>	<small>Printed Name</small>	<small>Date</small>

Name and address to return filed document:

Name: _____
Address: _____
City, State, and Zip Code: _____

State of Missouri
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