

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

In the Matter of Missouri Gas Energy)
Proposed Tariff Sheets to Administer)
Natural Gas Conservation Programs) Tariff File No. JG-2008-0010

MOTION REGARDING TARIFF SHEETS

COMES NOW Southern Union Company d/b/a Missouri Gas Energy ("MGE" or the "Company") and states the following concerning the tariff sheets filed on July 3, 2007.

1. Earlier this same date, MGE filed tariff sheets which were assigned tracking number JG-2008-0010. As noted in the cover letter accompanying the filing, the purpose of the substitute tariff sheets is to reflect the revisions in the Company's proposal concerning the administration of its residential natural gas conservation initiatives, including an energy efficient water heater rebate program. The tariff sheets bear an issue date of July 3, 2007 and an effective date of August 3, 2007.

2. The tariff sheets are in lieu of those filed by MGE on June 1, 2007 and docketed as Case No. GT-2007-0477 and which were subsequently withdrawn. The principal change embodied in the new tariff sheets is to conform them with the specimen tariff sheets filed in Case No. GT-2007-0477 along with MGE's June 21, 2007, Response to Staff's Recommendation which limits

availability of the rebate program to replacement of existing water heaters, as has been recommended by Staff.¹

3. MGE urges the Commission to permit the tariff sheets to take effect as submitted. The Commission already has concluded that MGE's natural gas conservation program "is not included in the Commission's definitions of what constitutes promotional practices"², a conclusion that is justified by the fact that the principal objective behind the Commission's promotional practices rules is to regulate load-building programs whereas a fuel conservation program has the opposite goal and effect. MGE believes it is important that its customers have available to them a valuable tool for controlling their natural gas commodity costs at the earliest reasonable opportunity. Accordingly, the Company requests that the Commission allow the tariff sheets to go into effect without suspension as of August 3, 2007.

WHEREFORE, MGE requests that the Commission allow the tariff sheets to go into effect as proposed for the reasons aforesaid.

Respectfully submitted,
BRYDON, SWEARENGEN & ENGLAND

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¹ In that case, Staff subsequently filed an amended recommendation that tariffs in the form of the specimen tariff sheets be approved. See, Staff's Amended Recommendation, dated June 25, 2007.

² Order Denying Applications for Rehearing, p. 3, May 3, 2007.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was electronically transmitted, sent by U.S. Mail, postage prepaid, or hand-delivered, on this 3rd day of July, 2007, to:

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