

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

In the Matter of the Verified Application and	)	
Petition of Laclede Gas Company to Change its	)	Case No. GO-2010-0212
Infrastructure System Replacement Surcharge	)	

**MOTION TO LATE-FILE RESPONSE**

**COMES NOW** Laclede Gas Company (“Laclede” or "Company"), and files this Motion to Late-File its response to the Commission’s January 19, 2010 Order Directing Notice, Directing Filings and Setting Intervention Deadline (the “Order”), and in support thereof states as follows:

1. Paragraph 4 of the Order required Laclede to address Commission Rule 4 CSR 240-3.265 regarding proposed customer notices by February 4, 2010. Due to circumstances that were within the control of the undersigned, this Order was inadvertently misfiled (by the undersigned) and not discovered until yesterday, well past the time that the ordered filing was due.

2. The undersigned states that the delay was due to error and not to disregard of the Order. Further, Laclede does not believe that any party is prejudiced by the delay in filing, and Laclede requests the Commission’s permission to file the accompanying Response despite its tardiness.

3. The undersigned counsel regrets any inconvenience caused to any party by this late filing.

**WHEREFORE,** Laclede Gas Company respectfully requests that the Commission approve this motion and accept Laclede's late filed Response to Order Directing Filing.

Respectfully submitted,

**/s/ Rick Zucker**

Rick E. Zucker #49211

Assistant General Counsel –Regulatory

Laclede Gas Company

720 Olive Street, Room 1520

St. Louis, MO 63101

(314) 342-0532 (telephone)

(314) 421-1979 (fax)

E-mail:[mpendergast@lacledegas.com](mailto:mpendergast@lacledegas.com)

ATTORNEY FOR LACLEDE GAS COMPANY

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing Response was served on the General Counsel of the Staff of the Missouri Public Service Commission and the Office of the Public Counsel on this 26th day of February, 2010 by hand-delivery, fax, electronic mail or by placing a copy of such Application, postage prepaid, in the United States mail.

**/s/ Gerry Lynch**

Gerry Lynch