BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

)

)

)

)

In the Matter of Missouri Gas Energy's Tariff Sheets Designed to Increase Rates for Gas Service in the Company's Missouri Service Area

Case No. GR-2004-0209

MOTION FOR LEAVE TO FILE THE CORRECTED TRUE-UP TESTIMONY OF MGE WITNESS MICHAEL R. NOACK

COMES NOW Missouri Gas Energy ("MGE"), a division of Southern Union Company, and requests leave to file the Corrected True-Up Testimony of Michael R. Noack. In support thereof, MGE states as follows:

1. On July 19, 2004, MGE caused to be filed with the Missouri Public Service Commission ("Commission") in the captioned case, the prepared True-Up Testimony of Michael R. Noack (hereinafter, the "Original Noack Testimony"). As a result of discussions with the Commission's Staff, it has come to MGE's attention recently that a number of entries contained in the true-up schedules attached thereto did not properly process through the revenue deficiency calculation program.

2. Attached to this Motion as an attachment is a copy of the Corrected True-Up Testimony of Michael R. Noack (hereinafter the "Corrected Testimony"). By virtue of this filing, MGE seeks leave of the Commission to file the Corrected Testimony and thereby replace and supercede the Original Noack True-Up Testimony.

3. The filing of the Corrected Testimony will not prejudice any party to this case. To the contrary, the Corrected Testimony is being filed only one day after the Original Noack Testimony was filed and, further, the Corrected Testimony will fully and

accurately set forth MGE's position regarding true-up of the test year revenue requirement. Doing so will clarify the record for the Commission and all parties of record.

WHEREFORE, for good cause shown, MGE requests leave of the Commission to file the Corrected True-Up Testimony of Michael R. Noack and thereby replace and supercede the Original Noack Testimony.

Respectfully submitted,

<u>/s/ Paul Boudreau</u> Paul A. Boudreau MO #33155 BRYDON, SWEARENGEN & ENGLAND, P.C. 312 East Capitol Avenue P.O. Box 456 Jefferson City, MO 65102 (573) 635-7166 Phone (573) 635-0427 Fax paulb@brydonlaw.com

Attorneys for Applicant, Southern Union Company d/b/a Missouri Gas Energy

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by first class mail or by hand delivery, on this 20th day of July 2004 to the following:

Mr. Robert V. Franson General Counsel's Office Missouri Public Service Commission 200 Madison Street, Suite 800 P.O. Box 360 Jefferson City, MO 65102-0360

Mr. Jeremiah D. Finnegan Finnegan, Conrad & Peterson 1209 Penntower Office Center 3100 Broadway, Ste. 1209 Kansas City, MO 64111

Mr. Mark W. Comley Newman, Comley & Ruth 601 Monroe Street, Suite 301 P.O. Box 537 Jefferson City, MO 65102

Mr. Marc Ellinger Blitz, Bardgett & Deutsch, LC 308 E. High, Suite 301 Jefferson City, MO 65101 Mr. Douglas E. Micheel Office of the Public Counsel Governor Office Building 200 Madison Street, Suite 650 P.O. Box 2230 Jefferson City, MO 65102-2230

Mr. Stuart W. Conrad Finnegan, Conrad & Peterson 1209 Penntower Office Center 3100 Broadway, Ste. 1209 Kansas City, MO 64111

Major Craig Paulson Federal Executive Agencies 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403-5319

<u>_/s/ Paul Boudreau</u>_