NEWMAN, COMLEY & RUTH

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JEFFERSON CITY, MISSOURI 65102-0537

April 6, 2001

The Honorable Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

Missouri Public Service Commission P.O. Box 360

Jefferson City, MO 65102-0360

FILED[®] APR 0 6 2001

TELEPHONE: (573) 634-2266

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Missouri Public Service Commission

Re:

ROBERT K. ANGSTEAD

CATHLEEN A. MARTIN

STEPHEN G. NEWMAN

D. GREGORY STONEBARGER ALICIA EMBLEY TURNER

MARK W. COMLEY

JOHN A. RUTH

Case No. GM-2001-342

Dear Judge Roberts:

Enclosed for filing please find the original and eight copies of a Motion to Modify Procedural Schedule.

Would you please see that this filing is brought to the attention of the appropriate Commission personnel.

Thank you.

Sincerely,

NEWMAN, COMLEY & RUTH P.C.

By:

Mark W.\Comley

MWC:ab Enclosure

cc:

Hon. Nancy Dippell

Doug Micheel, Office of Public Counsel Cliff Snodgrass, General Counsel's Office

Lisa C. Langeneckert

Jan Bond

Michael C. Pendergast

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

FILED	ĵ
APR 0 6 2001	

In the Matter of the Application of Laclede Gas Company for an Order Authorizing)	Service Commission
Its Plan to Restructure Itself Into a Holding)	Case No. GM-2001-342
Company, Regulated Utility Company, and)	
Unregulated Subsidiaries)	

MOTION TO MODIFY PROCEDURAL SCHEDULE

COMES NOW Laclede Gas Company ("Laclede" or "Company") and, in support of its Motion to Modify Procedural Schedule, states as follows:

- 1. On March 29, 2001, the Commission issued its Order Adopting Procedural Schedule in the above-referenced case in which it approved most of the procedural dates that had previously been proposed by the parties.
- 2. Since the Commission issued its Order, however, the Parties have held further discussions in an effort to resolve the issues in this case. As a result of those discussions, Laclede has been authorized by the Commission Staff, the Office of the Public Counsel and the Missouri Energy Group to advise the Commission that sufficient progress has been made in their settlement efforts, that they believe a slight extension in the testimony and other filing dates in this case would be appropriate in order to provide additional time to determine if a settlement can, in fact, be reached.
- 3. Accordingly, the Parties propose that the procedural schedule be modified as follows:

Direct Testimony

April 20, 2001 3:00 p.m.



Rebuttal Testimony

May 17, 2001 3:00 p.m.

Surrebuttal Testimony

June 7, 2001

3:00 p.m.

List of Issues

June 12, 2001

Position Statements, List and Order of Witnesses and Order of Cross-Examination June 18, 2001

- 4. The approximate two week extension in the filing dates recommended herein will provide the parties with additional time to pursue settlement negotiations. At the same time, it will not compromise the ability to conduct the evidentiary hearing in this case in accordance with the existing schedule for that hearing.
- 5. Laclede has circulated this Motion to counsel for all of the Parties to this case, including the Paper, Allied-Industrial, Chemical, and Energy Workers Local Nos. 5-6 and 5-194 (now known as "PACE"), and they have all authorized Laclede to advise the Commission that they have no objection to the relief requested herein.

WHEREFORE, for the foregoing reasons, Laclede Gas Company respectfully requests that the procedural schedule in this case be modified in accordance with the recommendations set forth herein.

Respectfully submitted

Michael C. Pendergast #31763//

Laclede Gas Company

Assistant Vice President and

Associate General Counsel

Laclede Gas Company

720 Olive Street, Room 1520

St. Louis, MO 63101

(314) 342-0532 Phone

(314) 421-1979 Fax

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Motion to Modify Procedural Schedule has been duly served upon all parties of record to this proceeding by placing a copy thereof in the United States mail, postage prepaid, or by hand delivery, on this 6th day of April, 2001.

Mark W. Comley