

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

Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	Case No. GC-2006-0378
)	
Missouri Pipeline Company, LLC;)	
Missouri Gas Company, LLC;)	
)	
)	
Respondents.)	

**RESPONDENTS' RESPONSE TO STAFF'S RESPONSE TO THE COMMISSION'S
OCTOBER 5, 2006 ORDER DIRECTING RESPONSE**

COME NOW Respondents Missouri Pipeline Company and Missouri Gas Company (hereafter "MPC" and "MGC") in the above-captioned matter and respond to *Staff's Response to the Commission's October 5, 2006 Order Directing Response* (hereafter "Staff's Motion").

In support of this motion, Respondents state as follows:

1. There is no need for the Commission to order Respondents to produce Mr. Dave Ries for deposition in this matter or direct Staff to file in circuit court to enforce the subpoena. As was previously offered several times, Respondents agree to make Mr. Dave Ries available for deposition on October, 17, 2006.

2. Mr Ries will bring all subpoenaed documents in his possession which have not already been provided to the deposition. However, Mr. Ries cannot physically produce documents which do not exist, cannot be found, or are not within his possession. Respondents have conveyed this fact to Staff on prior occasions.

WHEREFORE, Respondents respectfully request that this Commission order Staff to schedule Mr. Ries' deposition in this matter commencing at 9:00 a.m. on October 17, 2006, at the Missouri Public Service Commission's office in St. Louis, Missouri.

Respectfully submitted,

LATHROP & GAGE, L.C.

/s/ Paul S. DeFord

Paul S. DeFord Mo. #29509
Suite 2800
2345 Grand Boulevard
Kansas City, MO 64108-2612
Telephone: (816) 292-2000
Facsimile: (816) 292-2001

Aimee D.G. Davenport Mo. #50989
314 E. High Street
Jefferson City, MO 65101
Phone: (573) 893-4336
FAX: (573) 893-5398
Email: adavenport@lathropgage.com

Dated: October 11, 2006

Attorneys for Respondents

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing Respondents' Motion to Establish a Procedural Schedule, transmitted by e-mail or mailed, First Class, postage prepaid, this 11th day of October, 2006, to:

*** Case No.** GC-2006-0378

Name of Company Name of Party	Email Phone Fax	<u>Street Address</u>	<u>Mailing Address</u>	City	State	Zip
Missouri Public Service Commission General Counsel	GenCounsel@psc.mo.gov 573-751-2481 573-751-9285	200 Madison Street, Suite 800	P.O. Box 360	Jefferson City	MO	65102
Office Of The Public Counsel Mills R Lewis	opcservice@ded.mo.gov 573-751-1130 573-751-1556	200 Madison Street, Suite 650	P.O. Box 2230	Jefferson City	MO	65102
Missouri Public Service Commission Schwarz Tim	Tim. Schwarz@psc.mo.gov	200 Madison Street, Suite 800	P.O. Box 360	Jefferson City	MO	65102
Missouri Public Service Commission Shemwell Lera	Lera.Shemwell@psc.mo.gov	200 Madison Street, Suite 800	P.O. Box 360	Jefferson City	MO	65102
AmerenUE Kurtz M David	Kurtz@smithlewis.com 573-443-3141 - Ext 237 573-442-6686	111 S. Ninth St., Suite 200	PO Box 918	Columbia	MO	65205-0918
AmerenUE Lowery B James	lowery@smithlewis.com 573-443-3141 573-442-6686	111 S. Ninth St., Suite 200	PO Box 918	Columbia	MO	65205-0918
Federal Executives Agencies Rohrer Jeffrey H	Jeffrey.H.Rohrer@US.Army.Mil 573-596-0626 573-596-0632	125 E 8th St		Ft Leonard Wood	MO	65473-8942
Federal Executives Agencies McCormick A David	David.McCormick@US.Army.Mil 703-696-1646 703-696-2960	901 N. Stuart St., Room 713	JALS- RL 4147	Arlington	VA	22203-1837

Name of Company Name of Party	Email Phone Fax	Street Address	Mailing Address	City	State	Zip
Laclede Gas Co Pendergast C Michael	mpendergast@lacledegas.com 342-0532 314-421-1979	314- 720 Olive Suite 1520		St. Louis	MO	63101
Muni Gas Commission Woodsmall David	dwoodsmall@fcplaw.com 573-635-2700 573-635-6998	428 E Capital Suite 300		Jefferson City	MO	65102
Muni Gas Commission Conrad Stuart	stucon@fcplaw 816-753-1122 816-756-0373	3100 Broadway Suite 1209		Kansas City	MO	64111
Muni Gas Commission Kincheloe E Duncan	dkincheloe@mpua.org 573-445-3279 573-445-0680	2407 W Ash		Columbia	MO	65203
Southern MO Natural Gas Fischer James	jfischerpc@aol.com 573-636-6758 573-636-0383	101 Madison Suite 400		Jefferson City	MO	65101
Union Electric Co Byrne Thomas M	TByrne@Ameren.com 314-554-2514 314-554-4014	1901 Chouteau Avenue	P.O. Box 66149 (MC 1310)	St. Louis	MO	63166- 6149

/s/ Paul S. DeFord
Attorney