

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

In the Matter of Southern Union Company)	
d/b/a Missouri Gas Energy's)	File No. GE-2011-0282
Application for Waiver/Variance.)	

MOTION FOR LEAVE TO DISMISS

Comes now Southern Union Company d/b/a Missouri Gas Energy ("MGE" or "Company"), and, as its Motion for Leave to Dismiss, states as follows to the Missouri Public Service Commission ("Commission"):

1. On February 16, 2012, MGE and the Staff of the Commission ("Staff") filed a Non-Unanimous Stipulation and Agreement ("Stipulation") in Commission File No. GM-2011-0412. The Stipulation stated, in part, that "MGE shall withdraw Case No. GE-2011-0282 with prejudice upon Commission approval of this Stipulation and Agreement becoming final and non-appealable."

2. The Stipulation in File No. GM-2011-0412 was approved by the Commission's Order Approving Stipulation and Agreement and Authorizing Merger, issued on February 29, 2012, effective March 10, 2012. No party has filed an application for rehearing in File No. GM-2011-0412. Thus, the approval of the Stipulation is now final and non-appealable.

3. Commission Rule 4 CSR 240-2.116(1) states in relevant part:

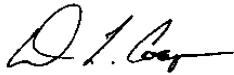
An applicant or complainant may voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered by filing a notice of dismissal with the commission. Once evidence has been offered or prepared testimony filed, an applicant or complainant may dismiss an action only by leave of the commission, or by written consent of all the parties.

4. Prepared testimony has previously been filed by all parties to this matter. Thus, MGE requests leave of the Commission to dismiss this matter with prejudice. A grant of such

leave would be consistent with the Stipulation that has been approved by the Commission in File No. GM-2011-0412

WHEREFORE, MGE respectfully requests that the Commission grant its Motion for Leave to Dismiss this matter with prejudice.

Respectfully submitted,



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ATTORNEYS FOR MISSOURI GAS ENERGY

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 13th day of March, 2012, to the following:

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