

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

In the Matter of Veolia Energy Kansas City, Inc.)
For Authority to File Tariffs to Increase Rates.) File No. HR-2011-0241

MISSOURI GAS ENERGY’S APPLICATION TO INTERVENE

COMES NOW Southern Union Company d/b/a Missouri Gas Energy (“MGE”), pursuant to 4 CSR 240-2.075, and for its application to intervene in the above-captioned proceeding, respectfully states as follows to the Missouri Public Service Commission (the “Commission”):

1. MGE is a division of Southern Union Company, which is duly incorporated under the laws of the State of Delaware and conducts business in Missouri under the fictitious name of “Missouri Gas Energy.” MGE’s principal office and place of business is located at 3420 Broadway, Kansas City, Missouri 64111. A copy of a certificate from the Missouri Secretary of State indicating that Southern Union Company is authorized to do business in Missouri as a foreign corporation was submitted in Case No. GU-2010-0015. A copy of a certificate from the Missouri Secretary of State indicating that Missouri Gas Energy is a registered fictitious name of Southern Union Company was submitted in Case No. GU-2010-0015. Both documents are incorporated herein by reference and made a part hereof for all purposes in accordance with 4 CSR 240-060(1)(G).

2. Other than cases that have been docketed at the Commission, MGE has no pending action or final unsatisfied judgments against it from any state or federal agency or court within the past three years that involve customer service. MGE has no annual report or assessment fees that are overdue. MGE currently conducts business as a “gas corporation” and provides natural gas service to approximately 500,000 customers in the Missouri counties of Andrew, Barry, Barton, Bates, Buchanan, Carroll, Cass, Cedar, Christian, Clay, Clinton, Dade,

Dekalb, Greene, Henry, Howard, Jackson, Jasper, Johnson, Lafayette, Lawrence, McDonald, Moniteau, Pettis, Platte, Ray, Saline, Stone, and Vernon, subject to the jurisdiction of the Missouri Public Service Commission as provided by law.

3. Communications relating to this application and proceeding should be directed to the undersigned counsel and the following:

Michael R. Noack
Director, Pricing and Regulatory Affairs
Missouri Gas Energy
3420 Broadway
Kansas City, Missouri 64111
816-360-5560
Fax: 816-360-5536
E-mail: mike.noack@sug.com

4. On April 22, 2011, Veolia Energy Kansas City, Inc. (“Veolia”) submitted to the Commission proposed tariff sheets intended to implement a general rate increase for steam/heat service provided by Veolia in its Missouri service area.

5. By the Commission’s Order Setting Procedural Schedule, Notice of Hearing, and Order Directing Notice issued May 2, 2011, the Commission directed interested parties to file motions for intervention by May 11, 2011. MGE hereby requests such intervention.

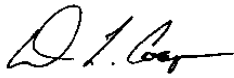
6. MGE should be allowed to intervene in this proceeding because MGE has an interest that is different from that of the “general public” that may be adversely affected by a final order in this case and because granting intervention to MGE would serve the public interest. As a provider of natural gas service in a territory which substantially overlaps the territory in which Veolia provides steam/heat service, MGE competes with Veolia for business opportunities. Consequently, MGE has an interest in this proceeding related to issues in the areas of class cost-of-service, rate design, and rules of service. MGE’s status as a Missouri

public utility and MGE's direct specific interests in the subjects of this proceeding indicate that its intervention would serve the public interest.

7. MGE has not yet had an opportunity to review Veolia's filing in detail and, as such, cannot yet state precisely what its position is in this proceeding. Upon further review of Veolia's filing, updates, and discovery responses, MGE will be able to state its position in this matter. A detailed statement of position and identification of issues with respect to Veolia's proposals may be submitted by MGE in accordance with the procedural schedule.

WHEREFORE, for the reasons stated herein, MGE respectfully requests that the Commission issue an order permitting it to intervene in this case with full rights as a party hereto.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
Phone: (573) 635-7166
Fax: (573) 634-3847
dcooper@brydonlaw.com

Todd J. Jacobs MBE #52366
Senior Attorney
[Missouri Gas Energy](#)
3420 Broadway
Kansas City, MO 64111
816-360-5976
816-360-5903 (fax)
Todd.Jacobs@sug.com

ATTORNEYS FOR SOUTHERN UNION
COMPANY, D/B/A MISSOURI GAS ENERGY

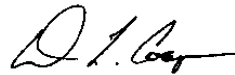
CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 11th day of May, 2011, to:

Kevin Thompson
Missouri Public Service Commission
Governor's Office Building
200 Madison Street
P.O. Box 360
Jefferson City, Missouri 65102
kevin.thompson@psc.mo.gov

Lewis Mills
Governor's Office Building
200 Madison Street
P.O. Box 7800
Jefferson City, Missouri 65102
lewis.mills@ded.mo.gov


Diana M. Vuylsteke
Bryan Cave
211 N. Broadway, Suite 3600
St. Louis MO 63102
dmvuylsteke@bryancave.com



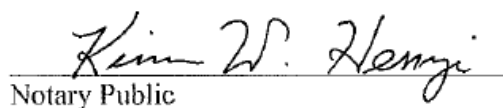
VERIFICATION

STATE OF MISSOURI)
)
COUNTY OF JACKSON) SS

I, Michael R. Noack, state that I am employed by Southern Union Company d/b/a Missouri Gas Energy ("MGE") as Director of Pricing & Regulatory Affairs; that I have read the above and foregoing document; that the statements contained therein are true and correct to the best of my information, knowledge and belief; and, that I am authorized to make this statement on behalf of MGE.



Subscribed and sworn to before me this 11th day of May, 2011.


Notary Public

My Commission Expires:

Feb. 22, 2015
(SEAL)

