

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

In the matter of the application of Southern Union)
Company, d/b/a Missouri Gas Energy, for)
a certificate of public convenience and necessity)
authorizing it to construct, install, own, operate,) File No. GA-2013-0270
control, manage and maintain a natural gas)
distribution system to provide gas service in)
Lawrence County, Missouri, as an expansion of its)
existing certified area.)

MOTION FOR WAIVER

COMES NOW Southern Union Company, d/b/a Missouri Gas Energy (MGE or Applicant), by and through its counsel, and as its Motion for Waiver, pursuant to 4 CSR 240-2.060(4), 4 CSR 240-2.015 and 4 CSR 240-3.015, respectfully states as follows to the Missouri Public Service Commission (Commission):

1. On November 12, 2012, Southern Union Company d/b/a Missouri Gas Energy filed an application requesting that the Missouri Public Service Commission (“Commission”) grant it a Certificate of Convenience and Necessity to expand its service territory into Section 24, Township 28 North, Range 27 West and Section 19, Township 28 North, Range 26 West in Lawrence County, Missouri.
2. On November 14, 2012, the Commission issued notice of this filing and set an intervention deadline. No party has sought to intervene in a timely manner.
3. Commission Rule 4 CSR 240-3.205(1)(A)5 requires that an applicant for a certificate of convenience and necessity provide “a feasibility study containing plans and specifications for the utility system and estimated cost of the construction of the utility system during the first three (3) years of construction; plans for financing; proposed rates and charges and

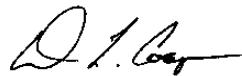
an estimate of the number of customers, revenues and expenses during the first three (3) years of operations.”

4. MGE’s Application provides plans and construction methods, estimated costs, plans for financing (no external financing is required) and proposed rates and charges. However, the remainder of the feasibility study (the number of customers, revenues and expenses during the first three (3) years of operations) cannot be completed at this time because it is not yet known how many customers will ultimately want to switch and what, if any, contribution might be required by the customers switching. Therefore, MGE seeks a waiver from Commission Rule 4 CSR 240-3.205(1)(A)5 as to these items.

5. Good cause supports a grant of the requested waiver. As stated in the Application, the area in which MGE is seeking to be certificated is expected to develop and require natural gas service. Service from another natural gas supplier is not available at the present time. Since MGE has the ability to provide service in this area by construction of additions to existing facilities, MGE believes that potential new customers should be afforded the opportunity to take service from MGE if they so desire, pursuant to MGE’s extension rule, regardless of the lack of available revenue information.

WHEREFORE, MGE requests an order from the Commission granting it a waiver from Commission Rule 4 CSR 240-2.205(1)(A)5, in regard to the Application.

Respectfully submitted,



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ATTORNEYS FOR MISSOURI GAS ENERGY

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail to the following this 11th day of December, 2012:

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