

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri )  
Gas Energy, a Division of Southern Union )  
Company, for a Certificate of Public )  
Convenience and Necessity, Authorizing It to )  
Construct, Install, Own, Operate, Control, )  
Manage and Maintain a Natural Gas Transmission )  
and Distribution System to Provide Gas Service )  
in a Certain Area in Newton County, Missouri )  
as an Expansion of Its Existing Certificated )  
Area )

Case No. GA-2000-412  
Tariff No. 20000801

### ORDER APPROVING REVISED TARIFF

On January 10, 2000, Missouri Gas Energy, a division of Southern Union Company, (MGE) filed an application with the Missouri Public Service Commission (Commission) pursuant to Section 393.170, RSMo 1994<sup>1</sup>, requesting that the Commission grant it a certificate of convenience and necessity to construct, install, own, operate, control, manage and maintain a system for the provision of natural gas service to the public pursuant to its approved rates, rules and regulations, in the requested new area of Newton County, Missouri. On January 18, 2000, MGE filed its first amended application, stating that there were no municipalities located within the proposed service area.

On January 19, 2000, the Commission issued an order and notice of an application for a certificate of convenience and necessity and an

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<sup>1</sup> All references herein to Sections of the Revised Statutes of Missouri (RSMo), unless otherwise specified, are to the revision of 1994.

opportunity to intervene, directing parties wishing to intervene to file their requests no later than January 31, 2000. No one filed an application to intervene.

On February 18, 2000, Staff filed its memorandum, stating that, pursuant to Section 393.170.3, MGE's request is necessary or convenient for the public service and therefore recommended that the Commission approve MGE's application and that MGE be ordered to file revised tariff sheets.

On February 29, 2000, the Commission entered its order granting a certificate of public convenience and necessity authorizing MGE to construct, own, operate, control, manage, and maintain a gas system for the public located in all of Sections 2, 3, 4, Township 26 North, Range 32 West; Sections 22, 23, 24, 26, 27, 28, 33, 34, and 35, Township 27 North, Range 32 West; all situate in the County of Newton, State of Missouri. The order also directed that MGE should file within 30 (thirty) days with the Commission revised tariff sheets modifying its gas service areas to reflect the additional service area granted herein.

On March 6, 2000, MGE filed its P.S.C. Mo. No. 1, first revised sheet number 6.14, canceling original sheet number 6.14, and second revised sheet number 7, canceling first revised sheet number 7, with an issue date of March 6, 2000, and a proposed effective date of April 5, 2000. MGE stated in its cover letter that MGE filed the revised tariff sheets in compliance with the February 29, 2000, order granting certificate issued by the Commission. MGE stated that the tariff

sheets reflected the changes to MGE's Missouri service area which resulted from the certificate issued by the Commission.

In its cover letter, MGE also requested the expedited approval of the revised tariff sheets but did not give a date for expedited approval. Commission Rule 4 CSR 240-2.065(2) requires the stating of good cause for such treatment. MGE never showed good cause for such expedited treatment.

On March 20, 2000, the Staff of the Commission filed a memorandum stating that it had reviewed the filed tariff sheets and was of the opinion that they were in compliance with the Commission's report and order and recommended that the Commission approve the proposed tariff sheets, as filed on March 6, 2000, to become effective on April 5, 2000.

The Commission finds that the revised tariff number 200000801 filed on March 6, 2000, shall be approved to become effective on April 5, 2000.

**IT IS THEREFORE ORDERED:**

1. That the revised tariff number 200000801 filed on March 6, 2000, by Missouri Gas Energy, a division of Southern Union Company, is approved to become effective on April 5, 2000.

2. That this order shall become effective on April 5, 2000.

3. That this case may be closed on April 6, 2000.

BY THE COMMISSION

A handwritten signature in cursive script that reads "Dale Hardy Roberts".

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

( S E A L )

Bill Hopkins, Senior Regulatory Law Judge,  
by delegation of authority pursuant  
to 4 CSR 240-2.120(1) (November 30,  
1995) and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 22nd day of March, 2000.