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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 7th
day of October, 1999.

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| In the Matter of the Application of Missouri |) | |
| Gas Energy, a Division of Southern Union |) | |
| Company, for the Issuance of an Accounting |) | <u>Case No. GO-99-258</u> |
| Authority Order Relating to Year 2000 |) | |
| Compliance Projects. |) | |

ORDER REGARDING LIST OF ISSUES

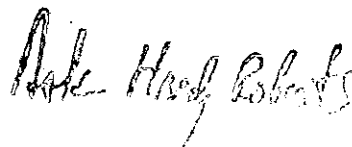
On October 5, 1999, Missouri Gas Energy, a Division of Southern Union Company (MGE), and the Staff of the Commission filed a nonunanimous stipulation and agreement (the agreement) that apparently settles all issues between those two parties. On October 6, 1999, the Office of the Public Counsel (Public Counsel) filed a request for hearing pursuant to 4 CSR 240-2.115. In addition to requesting a hearing, Public Counsel requests that the Commission direct Staff and MGE to file testimony in support of the agreement clearly explaining its provisions. The Commission notes that MGE and Staff have not requested leave to file testimony in support of the agreement, and may believe that the agreement is supported by the testimony already filed. The Commission will not order additional testimony when the agreement's signatories did not request the opportunity to file it.

In its order establishing the procedural schedule, the Commission ordered the parties to file an agreed upon list of issues no later than October 7, 1999. Because of the agreement, the filing of an agreed upon list of issues is no longer appropriate. The Commission will instead order Public Counsel to file a list of the issues it wants heard, together with its position on those issues. Staff and MGE shall be ordered to file their positions on those issues.

IT IS THEREFORE ORDERED:

1. That the Office of the Public Counsel shall, no later than October 13, 1999, file a list of issues and its position on those issues.
2. That Missouri Gas Energy, a Division of Southern Union Company, and the Staff of the Commission shall, no later than October 15, 1999, file their positions on the list of issues filed by the Office of the Public Counsel.
3. That this order shall become effective on October 13, 1999.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Murray, and Schemenauer, CC., concur
Crumpton and Drainer, CC., absent

Mills, Deputy Chief Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION