

Missouri Public Service Commission
Adjudication Division - Data Center
P.O. Box 360 -
Jefferson City, Missouri 65102-0360

MO 419-2651 (9-01)

FILED

JUL 22 2009

Missouri Public
Service Commission

Tim Palmer
4800 Eagleview Dr.
Osage Beach, MO 65065

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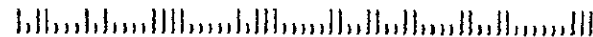
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BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas Utility, Inc.,)
for a Certificate of Convenience and Necessity Authorizing)
it to Construct, Install, Own, Operate, Control, Manage and)
Maintain a Distribution System to Provide Gas Service in) File No. GA-2010-0012
Benton, Morgan, Camden and Miller Counties in Missouri,)
as a New Certificated Area.)

CORRECTED NOTICE OF APPLICATION, AND ORDER DIRECTING STAFF TO FILE RECOMMENDATION AND SETTING DEADLINE FOR INTERVENTION

Issue Date: July 13, 2009

Effective Date: July 13, 2009

The Commission is directing its staff to file a recommendation on the application of Missouri Gas Utility, Inc., ("MGU") described in the title of this action ("application"), setting a deadline for motions to intervene, and giving notice of the application.

MGU filed the application on July 9, 2009. The application seeks the Commission's permission and approval to construct gas facilities and provide gas service. Legal descriptions ("proposed service area") locating such proposed construction and service appear in the application's paragraph 8 and appendix A, and the names of ten persons residing or owning land in the proposed service area appears in paragraph 13.

The statutory requirement of a "due hearing"¹ allows the Commission to grant an unopposed application without conducting a hearing.²

¹ Section 393.170, RSMo 2000.

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall serve this notice and order on the:
 - a. Benton County Commission,
 - b. Camden County Commission,
 - c. Miller County Commission,
 - d. Morgan County Commission, and
 - e. Persons listed in paragraph 13 of the application.
2. The Commission's information officer shall make this notice and order available to the:
 - a. members of the Missouri General Assembly whose districts include the proposed service area described in the body of this order, and
 - b. media serving the proposed service area.
3. Any motion for intervention is due no later than August 13, 2009. Any person filing such a motion shall send the motion to:

Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

or use the Commission's electronic filing and information service.
4. Staff shall file its recommendation as to the application of Missouri Gas Utility, Inc., that is the subject of this action no later than October 13, 2009.

² *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Com'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

5. This order shall become effective immediately upon issuance.

(SEAL)

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

Daniel Jordan, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 13th day of July 2009.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 14th day of July 2009.



A handwritten signature in dark ink, which appears to read "Colleen M. Dale", is written over a horizontal line.

Colleen M. Dale
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 14, 2009

File No. GA-2010-0012

General Counsel's Office
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Jefferson City, MO 65102

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963 High St.
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4800 Eagleview Dr.
Osage Beach, MO 65065

County of Benton, Missouri
County Commission Clerk
316 Van Buren Street - Benton County
Courthouse
P.O. Box 1238
Warsaw, MO 65355
County of Morgan, Missouri
County Commission Clerk
100 E Newton St.
Morgan County Courthouse
Versailles, MO 65075

County of Camden, Missouri
County Commission Clerk
1 Court Circle, Ste. 2
Camdenton, MO 65020

Kris C. Campbell
Kris Campbell
1325 Dogwood Ln.
Osage Beach, MO 65065

County of Miller, Missouri
County Commission Clerk
2001 Hwy. 52, Miller County
Courthouse
PO Box 12
Tuscumbia, MO 65082
Michael Frazier
Michael Frazier
278 Gemstone Circle
Camdenton, MO 65020

Missouri Gas Utility, Inc.
Dean Cooper
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Jefferson City, MO 65102

Quentin Taylor
Quentin Taylor
806 Highland Dr.
Camdenton, MO 65020

Tim Palmer
Tim Palmer
4800 Eagleview Dr.
Osage Beach, MO 65065

Enclosed find a certified copy of an ORDER in the above-numbered matter(s).

Sincerely,



**Colleen M. Dale
Secretary**