

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 15, 2000**

CASE NO: GE-2000-543

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

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Missouri Public Service Commission
P.O. Box 360
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Gary W. Duffy
Brydon, Swearingen & England, P.C.
312 East Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102

Enclosed find certified copy of an ORDER AND NOTICE in the above-numbered case(s).

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

Uncertified Copies:
To county commissions

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of)	
Various Members of the Missouri)	
Association of Natural Gas Operators)	<u>Case No. GE-2000-543</u>
for a Permanent Waiver from Certain)	
Provisions of 4 CSR 240-40.030)	

ORDER AND NOTICE OF APPLICATION

On March 7, 2000, various members of the Missouri Association of Natural Gas Operators (MANGO) filed with the Missouri Public Service Commission (Commission) an application for a waiver from Commission Rule 4 CSR 240-40.030 (gas safety rule), pursuant to Commission Rule 4 CSR 240-40-030(16).

MANGO stated that it was filing its application in conjunction with the Plastic Joining Process Committee of MANGO. MANGO stated that it is composed of Utility Consultants, Inc. as the operator on behalf of the following Missouri cities: Berger, Green City, Hermann, Liberal, Mercer, Middletown, Milan, New Haven, Princeton, Unionville, and Waynesville; the following companies: Fidelity Natural Gas, Greeley Gas Company, Laclede Gas Company, Missouri Gas Company, Missouri Gas Energy, a division of Southern Union Company, Missouri Pipeline Company, Omega Pipeline Company, Southern Missouri Gas Company, L.P., St. Joseph Light & Power Company, Union Electric Company, d/b/a AmerenUE, United Cities Gas Company, UtiliCorp Pipeline Systems, UtiliCorp United Inc., d/b/a Missouri Public Service; and the

gas utility divisions of the following Missouri cities: Albany, Bernie, Bethany, Clarence, Fulton, Gallatin, Granby, Hamilton, Kennett, Macon, Oronogo, Paris, Perryville, Shelbina, Springfield, Saint James, Stanberry.

MANGO stated that each of the applicants operates a natural gas distribution system in the state of Missouri. Those applicants, MANGO stated, who are corporations or other business entities, request that they not be required to produce a certified copy of their articles of incorporation or certificates of authority to do business in Missouri, or registrations of fictitious names, as otherwise required by Commission Rule 4 CSR 240-2.060(11), because each of them is already well-known to the Commission, having obtained certificates of public convenience and necessity and having participated in numerous cases before the Commission. That request will be granted.

MANGO is requesting a permanent waiver, so long as certain specified alternative regulations are met, from a portion of the gas safety rules, which adopted the minimum federal safety standards as set out in the Code of Federal Regulations at 49 CFR Part 192. MANGO stated that the granting of such waiver would not be inconsistent with gas pipeline safety.

MANGO does business in the Missouri counties of Andrew, Atchison, Audrain, Barry, Barton, Bates, Bollinger, Boone, Buchanan, Butler, Caldwell, Callaway, Cape Girardeau, Carroll, Cass, Cedar, Chariton, Christian, Clark, Clay, Clinton, Cole, Cooper, Crawford, Dade, Daviess, Dekalb, Douglas, Dunklin, Franklin, Gasconade, Gentry, Greene, Grundy, Harrison, Henry, Holt, Howard, Howell, Iron, Jackson,

Jasper, Jefferson, Johnson, Knox, Lafayette, Lawrence, Lewis, Lincoln, Linn, Livingston, Macon, Madison, Marion, McDonald, Mercer, Miller, Moniteau, Monroe, Montgomery, Montiteau, Morgan, Newton, Nodaway, Pettis, Phelps, Pike, Platte, Pulaski, Putnam, Ralls, Randolph, Ray, Ripley, Saint Charles, Saint Francois, Saint Louis, Sainte Genevieve, Saline, Scotland, Scott, Shelby, Stoddard, Stone, Sullivan, Texas, Vernon, Warren, Webster, Worth, and Wright, and the City of Saint Louis.

The Commission finds it appropriate that notice of this application be made to the general public and interested entities and that a date for intervention be set.

The Records Department of the Commission shall provide notice of this application to the county commissions of the counties as set forth above and to the register of the City of Saint Louis. Notice of this application shall also be given by the Information Officer of the Commission to the members of the General Assembly representing the counties as set forth above and the City of Saint Louis, and to all publications of general circulation in the counties as set forth above and the City of Saint Louis, as set out in the Official Manual of the State of Missouri.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Applicant may submit its evidence in support of the

Application by verified statement. State ex rel. Rex Deffenderfer Enterprises, Inc. v. P.S.C., 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That the Records Department of the Missouri Public Service Commission shall serve notice as set out herein.

2. That the information officer of the Missouri Public Service Commission shall serve notice as set out herein.

3. That any proper person wishing to intervene in this matter shall file an application to do so no later than 3:00 p.m. on April 4, 2000. Such applications shall be filed with:

Secretary, Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102-0360

and a copy served on:

Gary W. Duffy, Esq.
Brydon, Swearengen & England, P.C.
312 East Capitol Avenue
P.O. Box 456
Jefferson City, Missouri 65102-0456

and:

Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102-7800

4. That the applicants shall not be required to produce a certified copy of their articles of incorporation or certificates of authority to do business in Missouri, or registrations of fictitious names, as otherwise required by Commission Rule 4 CSR 240-2.060(11).

5. That this order shall become effective on March 27, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

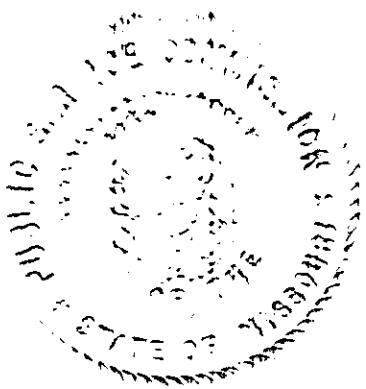
Bill Hopkins, Senior Regulatory Law Judge,
by delegation of authority pursuant to
4 CSR 240-2.120(1) (November 30, 1995)
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 15th day of March, 2000.

**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 15th day of March 2000.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge