

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 20th  
day of June, 2000.

Staff of the Missouri Public Service Commission,	)	
	)	
	)	
Complainant,	)	
	)	
v.	)	<u>Case No. GC-99-151</u>
	)	
Laclede Gas Company,	)	
	)	
Respondent.	)	

**ORDER GRANTING JOINT MOTION TO  
DISMISS COMPLAINT AND CLOSE CASE**

On October 13, 1998, the Staff of the Missouri Public Service Commission (Staff) filed a formal complaint alleging that Laclede Gas Company (Laclede) violated or failed to comply with Commission Rule 4 CSR 240-40.030(14)(C)3. On November 23, 1998, Laclede filed an Answer and Explanation in Satisfaction. On December 1, 1998, the Commission ordered a prehearing conference be held on December 21, 1998.

Previously, on October 30, 1998, the Commission established Case No. GO-99-155 for the purpose of receiving information about Laclede's leak investigations which may have relevance to the subject of this complaint. On December 10, 1998, Laclede moved to postpone the prehearing conference in the instant case because of the overlapping issues between this case and GO-99-155. On December 15, 1998, the

Commission issued a notice requesting any party opposed to staying the instant action file a pleading to that effect no later than December 18, 1998. No such pleadings were filed.

On January 12, 1999, the Commission entered its stay order and suspended action in this case, pending the resolution of case number GO-99-155.

On March 27, 2000, Staff, Laclede, and the Office of the Public Counsel (Public Counsel) filed their joint motion to dismiss the complaint and close the case. In support of this motion, the parties filed an explanation of their unanimous stipulation and agreement in Case No. GO-99-155. The parties also outlined the additional measures that Laclede had already implemented in connection with its leak survey procedures.

All the parties requested that the Commission enter an order (a) dismissing the October 13, 1998, complaint filed by Staff against Laclede, and (b) closing this case concurrently with the Commission's approval of the unanimous stipulation and agreement in Case No. GO-99-155.

Commission Rule 4 CSR 240-2.116(1), states, in part:

An applicant or complainant may voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered by filing a notice of dismissal with the commission and serving a copy on all parties....

There has been no prepared testimony filed or oral evidence offered in this case. The unanimous stipulation and agreement in Case No. GO-99-155 was approved by the Commission on May 18, 2000. Thus, the

Commission will dismiss this case pursuant to Commission Rule 4 CSR  
240-2.116(1).

**IT IS THEREFORE ORDERED:**

1. That the proceedings in the instant case are dismissed.
2. That this order shall become effective on June 30, 2000.
3. That this case may be closed on July 3, 2000.

**BY THE COMMISSION**



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Lumpe, Ch., Drainer, Murray, Schemenauer,  
and Simmons, CC., concur

Hopkins, Senior Regulatory Law Judge