

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY**

**January 2, 2002**

**CASE NO: GR-2001-382**

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

Sincerely,



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

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the matter of Missouri Gas Energy's Purchased     )  
Gas Adjustment Tariff Revisions to be Reviewed in     ) **Case No. GR-2001-382**  
its 2000-2001 Actual Cost Adjustment.                     )

**ORDER ADOPTING PROCEDURAL SCHEDULE**

On December 13, 2001, the Staff of the Missouri Public Service Commission filed its proposed procedural schedule. Staff stated that it had developed the proposed procedural schedule in consultation with counsel for Missouri Gas Energy, but had not had an opportunity to consult with all other parties. Staff suggested that the Commission grant 15 days within which parties might respond or object to the proposed procedural schedule.

The Commission adopted Staff's suggestion and, on December 20, issued its Order Directing Filing setting December 28 as the deadline for responses or objections to Staff's proposed procedural schedule. No responses or objections have been received. Therefore, the Commission will adopt the procedural schedule proposed by Staff. The Commission finds that the following conditions should be applied to the schedule:

•(A) The Commission will require the prefiling of testimony as defined in 4 CSR 240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

(B) The parties shall agree on and file a list of issues to be determined herein by the Commission. Staff shall be responsible for actually drafting and filing the list of issues and the other parties shall cooperate with Staff in the development thereof. Any issue not included in the issues list will be presumed to not require determination by the Commission.

(C) Each party shall file a list of the witnesses to appear on each day of the hearing and the order in which they shall be called. The parties shall establish the order of cross examination and file a joint pleading indicating the same.

(D) Each party shall file a statement of its position on each disputed issue, including a summary of the factual and legal points relied on by the party. Such statement shall be simple and concise, shall follow the issues set out in the issues list, and shall not contain argument about why the party believes its position to be the correct one. The position statement shall be filed in both paper form and electronically, either on computer disk or by e-mail. Electronically-submitted documents shall be in Word, WordPerfect, or ASCII format. The Regulatory Law Judge's e-mail address is: ktomp099@mail.state.mo. us.

(E) The Commission's general policy provides for the filing of the transcript within two weeks after the hearing. If any party seeks to expedite the filing of the transcript, such request shall be tendered in writing to the Regulatory Law Judge at least five days prior to the date of the hearing.

(F) All pleadings, briefs and amendments shall be filed in accordance with 4 CSR 240-2.080. The briefs to be submitted by the parties shall follow the same list of issues as filed in the case. The briefs must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission. The presiding officer will establish a briefing schedule at the close of the hearing.

(G) All parties are required to bring an adequate number of copies of exhibits which they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only three copies of the exhibit are necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the three copies for the court reporter, copies for the five Commissioners, the regulatory law judge, and all counsel.

**IT IS THEREFORE ORDERED:**

1. That the following procedural schedule is adopted for this case:

Recommendations of Staff and other parties	March 28, 2002 4:00 p.m.
Company Response	April 30, 2002 4:00 p.m.
Direct Testimony MGE	June 19, 2002 4:00 p.m.
Rebuttal Testimony Staff & aligned parties	July 31, 2002 4:00 p.m.
Joint Issues List, List of Witnesses, Order of Cross-examination	September 3, 2002 4:00 p.m.
Position Statements	September 10, 2002 4:00 p.m.
Surrebuttal Testimony MGE & aligned parties	September 30, 2002 4:00 p.m.
Cross-surrebuttal Testimony All parties	September 30, 2002 4:00 p.m.
Evidentiary Hearing	October 21-25, 2002 9:00 a.m.

The hearing will be held at the Commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, a facility which meets the accessibility standards of the Americans with Disabilities Act (ADA). If any person needs additional

accommodations to participate in the hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or 1-800-829-7541 (TDD) prior to the hearing.

2. That this order shall become effective on January 12, 2002.

**BY THE COMMISSION**



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

(S E A L)

Kevin A. Thompson, Deputy Chief  
Regulatory Law Judge, by delegation  
of authority pursuant to Section 386.240,  
RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 2nd day of January, 2002.

**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 2<sup>nd</sup> day of Jan. 2002 .**

*Dale Hardy Roberts*

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

