

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a session of the Public Service  
Commission held at its office  
in Jefferson City on the 28th  
day of August, 1992.

In the matter of the application of Ozark Natural Gas )  
Company, Inc., for an order and certificate of service )  
authorizing applicant to transport and distribute )  
natural gas from Aurora, Missouri, to Branson and ) Case No. GA-90-321  
Hollister, Missouri with distribution to intermediate )  
points adjacent to the route in the counties of )  
Lawrence, Stone, Taney and Barry, state of Missouri. )  
)

ORDER PROPOSING DISMISSAL

On May 23, 1990, Ozark Natural Gas Company, Inc. (Ozark) filed an application seeking a certificate of convenience and necessity to install, own, acquire, construct, operate, control, manage, and maintain a natural gas distribution system to be located in parts of Lawrence, Barry, Stone and Taney Counties, Missouri. The transmission line for transporting the natural gas would originate at the Williams Pipeline Company east of Aurora, Missouri and terminate at the cities of Branson and Hollister, serving the intermediate communities of Lakeview, Reeds Spring and Galena. Notice was ordered by the Commission on July 3, 1990. Thereafter, numerous motions to intervene were filed and the Commission issued orders appertaining thereto. A public hearing was conducted by the Commission at Branson, Missouri on April 22, 1991. On January 3, 1992, Ozark notified the Commission of its intention to file an amended application in this cause which would limit its requested certificate of public convenience and necessity to local distribution service in Hollister and Branson, Missouri only and would withdraw its request for a certificate to construct an intrastate natural gas transmission line. Also by said letter, Ozark stated that it would make new data concerning this amendment available within the next month or six weeks. Pursuant to said letter, the Commission's Staff filed a Motion For

Suspension Of Procedural Schedule which was approved and so ordered by the Commission on February 4, 1992. Since that date there have been no further filings in the case by Ozark.

The Commission is of the opinion that Ozark has essentially abandoned its original application by fundamentally changing the nature of its request. While the Commission also does not wish to make any decision as to the substance of any amendment or future filing by Ozark, it is of the opinion that the case should be dismissed and that any future filing by Ozark should be instituted through a new case.

**IT IS THEREFORE ORDERED:**

1. That Ozark Natural Gas Company, Inc. respond to the Commission's proposed dismissal herein within thirty (30) days of this order and show cause why this case should not be dismissed.

2. That this order shall become effective on the date hereof.

BY THE COMMISSION

*Brent Stewart*

Brent Stewart  
Executive Secretary

(S E A L)

McClure, Chm., Mueller, Rauch  
and Kincheloe, CC., concur.  
Perkins, C., absent.