

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Tariff Filing of)
Fidelity Natural Gas, Inc.)

Case No. GT-2003-0036
Tariff No. JG-2003-0045

ORDER DIRECTING FILING

On August 26, 2002, the Staff of the Missouri Public Service Commission filed its motion for a protective order under Commission Rule 4 CSR 240-2.085. Staff believes that Fidelity Natural Gas, Inc. may claim certain relevant information should not be made public because it is either: (a) "proprietary" and contains trade secrets, as well as confidential or private technical, financial, and business information; or (b) "highly confidential" and concerns (1) materials relating to specific customers; or (2) market-specific information relating to competitive services.

Staff noted that it sought expedited treatment under Commission Rule 4 CSR 240-2.080(16), because under Section 393.310, RSMo 2000, as currently supplemented, the Commission cannot extend the effective date of Fidelity's tariff beyond November 1, 2002. Staff also noted that the Commission has alerted the parties that the Commission intends to conclude the matter by October 17, 2002. Thus, the Staff requested that the Commission order any party wishing to respond to do so by August 28, 2002. Staff claimed that it had filed its motion as soon as reasonably practical.

Staff's motion for expedited treatment will be granted.

IT IS THEREFORE ORDERED:

1. That if any party wishes to respond to the motion for protective order filed by the Staff of the Missouri Public Service Commission, it must do so by August 28, 2002.
2. That this order will become effective on August 28, 2002.

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 under
Section 386.240, RSMo 2000,
as currently supplemented.

Dated at Jefferson City, Missouri,
on this 27th day of August, 2002.