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In the Matter of Missouri Gas Energy's)
Tariff Sheets Designed to Increase Rates)
for Gas Service in the Company's Missouri)
Service Area.)

Case No. GR-98-140

In the Matter of Missouri Gas Energy's)
Proposed Modifications to its Facilities)
Extension Policy.)
Case No. GT-98-237 ✓

On October 3, 1997, Missouri Gas Energy, a division of Southern Union Company (MGE or Company), filed tariff sheets with the Commission requesting an annual increase in revenues for the Missouri service area of the Company in the amount of \$27,817,140 or 6.89 percent. The Commission issued a Suspension Order and Notice on October 29 which set an intervention date of November 21 and suspended the effective date of the tariff sheets to September 2, 1998.

On November 18, 1997, MGE filed tariff sheets designed to modify its Facilities Extension Policy. On January 7, 1998, the Commission issued an order suspending the effective date of the tariff sheets to November 17, 1998, consolidating Case No. GT-98-237 with Case No. GR-98-140, and directing that applications to intervene be filed no later than February 6, 1998.

On February 6 Missouri Developers et al. (MDEA) filed a timely application to intervene. MDEA states that it is an unincorporated association of real estate developers and home builders who are active in Missouri Gas Energy's service territory and who are interested in working

toward equitable resolution of MGE's utility main extension policies and tariffs. MDEA seeks intervention in this case because of its interest in the tariffs filed by MGE to modify its Facilities Extension Policy (FEP).

MDEA asserts that its members will be directly affected by the proposed changes in MGE's FEP. MDEA opposes the FEP modifications proposed by MGE. Several members of MDEA were also members of the group of intervenors designated by the Commission as "Kansas City Area Real Estate Developers" in MGE's last rate case, Case No. GR-96-285, and several members were also complainants against MGE in a previous case in which MGE sought to alter its policies on facilities extension, Case No. GC-96-287.

MDEA indicates that its interests as real estate developers and home builders who are subject to the terms of MGE's FEP, are different from that of the general public. MDEA states that its intervention is in the public interest and will be of benefit to the Commission's deliberations because of MDEA's experience in dealing with facilities extension policies and because of its insight into the likely impact of these requested changes.

MDEA provides the following list of its current members: Maple Tree Development; JKL Development; Robertson Properties; Acuff & Rhodes; Aartech Investment, Inc.; Parker Construction Inc.; The Peterson Companies; Land Sales Inc.; and Hunt Midwest Real Estate Development Inc. MDEA states that it anticipates adding more members to this list and will file a supplement as soon as its membership list is finalized, but no later than the deadline for direct testimony on March 13.

The Commission has reviewed the application to intervene filed by MDEA and finds that it is in substantial compliance with the Commission rules regarding intervention. The Commission determines that MDEA's interests are different from that of the general public and that MDEA's

intervention will serve the public interest. The Commission concludes that MDEA's request for intervention should be granted.

IT IS THEREFORE ORDERED:

1. That the application to intervene filed by Missouri Developers et al. on February 6, 1998, is granted.
2. That this order shall become effective on March 10, 1998.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "Dale Hardy Roberts", written over the printed name.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Murray, and Drainer, CC., concur.
Crumpton, C., absent.

G. George, Regulatory Law Judge