

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
March 29, 2001**

**CASE NO: GM-2001-342**

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Diekemper, Hammond, Shinnars, Turcotte  
and Larrew, P.C.  
7730 Carondelet Avenue, Suite 200  
St. Louis, MO 63105:

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

**Sincerely,**

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

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

**Uncertified Copies:**

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

In the Matter of the Application of Laclede       )  
Gas Company for an Order Authorizing Its Plan    )  
to Restructure Itself into a Holding Company,    ) Case No. GM-2001-342  
Regulated Utility Company, and Unregulated       )  
Subsidiaries.   )

**ORDER ADOPTING PROCEDURAL SCHEDULE**

On March 13, 2001, a prehearing conference was held in this matter. Thereafter, on March 15, 2001, the Staff of the Missouri Public Service Commission (Staff) filed a proposed procedural schedule. Staff indicated that all the parties in attendance at the prehearing conference agreed to the proposed procedural schedule. The Commission has reviewed the proposed schedule and finds most of the dates appropriate for this case.

The parties have suggested scheduling a second prehearing conference; however, at this time there does not appear to be a need for scheduling such an event. If the parties find it necessary to have a second on-the-record prehearing conference, they may make that request at any time prior to the hearing. Therefore, the Commission adopts the proposed schedule with one modification and 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 its development. 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 paper form and submitted electronically, either on computer disk or by e-mail to the Regulatory Law Judge. Electronically submitted documents shall be in Word, WordPerfect, or ASCII format. The Regulatory Law Judge's e-mail address is: ndippell@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, a 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. Each principal brief shall not exceed 30 pages in length; reply briefs shall not exceed 15 pages in length. 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 that 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 Motions for Leave to Late-File Proposed Procedural Schedule and for Additional Hearing Dates filed by the Staff of the Missouri Public Service Commission are granted.

2. That the following procedural schedule is adopted:

Direct Testimony	April 6, 2001 3:00 p.m.
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Rebuttal Testimony	May 3, 2001 3:00 p.m.
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Surrebuttal Testimony

May 23, 2001  
3:00 p.m.

List of Issues

May 29, 2001

Position Statements, List and  
Order of Witnesses and Order  
of Cross-Examination

June 5, 2001

Evidentiary Hearing

July 12-13, 2001  
8:30 a.m.

The hearing will be held at the Commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, a building that meets the accessibility standards required by the Americans With Disabilities Act. If any person needs additional accommodations to participate in this prehearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or 1-800-829-7541 (TDD) prior to the hearing.

3. That this order shall become effective on April 8, 2001.

**BY THE COMMISSION**



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

( S E A L )

Nancy Dippell, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 29th day of March, 2001.

**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 29<sup>th</sup> day of March 2001.

*Dale Hardy Roberts*

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

