

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

Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	Case No. GC-2006-0491
)	
Missouri Pipeline Company, LLC and Missouri Gas Company, LLC,)	
)	
)	
Respondents.)	

**STAFF’S REPLY TO RESPONDENT’S RESPONSE TO
MOTION TO RELEASE PUBLIC INFORMATION
AND
RESPONSE TO MGCM MOTION FOR ORDER REQUIRING
RESPONDENTS TO COMPLY WITH PROTECTIVE ORDER**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and in reply to the Respondent’s response regarding the release of public information and in response to the MGCM motion for an order directing the Respondents to comply with the Commission’s protective order, states:

1. The Respondents have gained an advantage in this case because of their self-serving, dilatory actions in failing to release public information and comply with the Commission’s protective order. Respondents’ customers not a party to this case are unable to fully understand the nature of the tariff violations committed by Respondents and are denied the opportunity to see information needed to determine if Respondents’ tariffs are being fairly applied to them. The harm caused to individual shippers is illustrated by the Commission striking the testimony of Eve Lissik, MGCM’s witness, who was attempting to quantify the damages, based on information arguably not properly

HC, caused by Respondents' activities.

2. The Commission should not tolerate the kind of litigation strategies employed by the Respondents and should order the Respondents to comply with the very protective order the Respondents insist others strictly comply with.

3. Respondents have not complied with discovery provisions in Section B of the protective order in that they fail to state the grounds for designating material HC or proprietary.

4. Respondents have failed to comply with Section I of the protective order by failing to state the specific grounds for HC designation within five days of filing testimony.

5. Staff has testimony due on November 17. Unless the Respondents provide the grounds for HC designations before that date, the Staff will be forced to file all information as HC and, once again, Respondents' customers will be prohibited from viewing information relevant to the activities of the Respondents.

6. Staff recommends that the Respondents be required to comply with the protective order by November 14 and state the specific grounds for any and all proprietary or HC designations. All other information should be released for public viewing.

Respectfully submitted,

/s/ Steven C. Reed

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record on this 7th day of November, 2006.

/s/ Steven C. Reed _____
Steven C. Reed