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**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 11th
day of February, 1998.

In the Matter of Missouri Gas Energy's)
Tariff Sheets Designed to Increase Rates) Case No. GR-98-140
for Gas Service in the Company's Missouri)
Service Area.)

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

ORDER GRANTING INTERVENTION

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.

Midwest Gas Users' Association (Midwest) filed a timely application to intervene on November 21. Midwest states in its application to intervene that it is an unincorporated non-profit association consisting of and representing its membership of business concerns and corporations which are substantial users of natural gas at plants located in Kansas, Missouri and Oklahoma of which numerous members have plants and facilities located in Missouri. A list of Midwest members and companies that have participated in Midwest proceedings is attached to its application to intervene. Midwest states that its participants in this case are Archer Daniels Midland Company; Lafarge Corporation; the City of Independence,

Missouri; Transworld Airlines; and Leggett & Platt, Inc.; however, other participants are pending and are expected to be added to this list.

Midwest states in its application to intervene that because of the size and consumption patterns of Midwest's members, Midwest represents interests which differ from the general public and which cannot be represented adequately by any other party. Midwest asserts that its intervention will aid the Commission and protect the public interest.

On December 9 the Commission issued an order regarding Midwest's application to intervene. The Commission stated in its order that it is entitled to know the identity of the proposed participants within Midwest. Commission Rule 4 CSR 240-2.075(3) provides, "An association filing on behalf of its members shall file the names of the members as an appendix to the application to intervene." Therefore, the Commission indicated it would consider Midwest's application to intervene after Midwest files a complete list of the participating members of Midwest no later than January 15, 1998.

On January 14 Midwest filed a supplement to application to intervene. Midwest indicated that Wire Rope Corporation and Trigen-Kansas City District Energy Corporation have indicated participation so that the listing of participants now includes: Archer Daniels Midland Company; Lafarge Corporation; the City of Independence; Missouri; Transworld Airlines; Leggett & Platt, Inc.; Wire Rope Corporation and Trigen-Kansas City District Energy Corporation.

On January 7 the Commission issued its order consolidating Case Nos. GR-98-140 and GT-98-237. In the order the Commission directed that parties granted intervention in Case No. GR-98-140 are also granted intervention in Case No. GT-98-237. The order directed any persons or

entities desiring to intervene in Case No. GT-98-237 should file an application to intervene no later than February 6.

On January 15 Local No. 53, International Brotherhood of Electrical Workers, AFL-CIO (Local 53) filed an application to intervene. Local 53 states it is a voluntary labor organization doing business and representing employees in Missouri. Local 53 indicates that its interest is different from that of the general public because it represents employees of MGE who may be affected by any orders entered by the Commission in this proceeding. Local 53 asserts that the requested rate increase will have an impact on wages, benefits, and terms and conditions of employment of members represented by Local 53.

The Commission has reviewed the application to intervene filed by Local 53 and finds that it is in substantial compliance with the Commission rules regarding intervention and that Local 53 has an interest in this matter which is different from that of the general public. The Commission concludes that Local 53's request for intervention should be granted.

The Commission has reviewed the application to intervene and supplement to application to intervene filed by Midwest and finds that it is in substantial compliance with the Commission rules regarding intervention and that Midwest has an interest in this matter which is different from that of the general public. The Commission concludes that Midwest's request for intervention should be granted.

IT IS THEREFORE ORDERED:

1. That the application to intervene filed by Midwest Gas Users' Association on November 21, 1997, as supplemented by the pleading filed on January 14, 1998, is granted.

2. That the application to intervene filed by Local No. 53, International Brotherhood of Electrical Workers, AFL-CIO, on January 15, 1998, is granted.

3. That this order shall become effective on February 11, 1998.

BY THE COMMISSION

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

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

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

G. George, Regulatory Law Judge

**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 11th day of February, 1998.**



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

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
February 11, 1998**

CASE NOS: GR-98-140

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

Sincerely,



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

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FEB 11 1998

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