

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

In the Matter of the Application of )  
South Central MCN LLC for )  
Approval of Transfer of Assets and a )  
Certificate of Convenience and Necessity )

**File No. EA-2016-0036**

**ORDER GRANTING CLARIFICATION AND CORRECTING ORDER**

Issue Date: January 30, 2017

Effective Date: January 30, 2017

On July 20, 2016, the Commission issued an order granting South Central MCN LLC (SCMCN) a certificate of convenience and necessity. On January 27, 2017, SCMCN filed a Motion for Clarification of Order Granting Certificate of Convenience and Necessity. SCMCN's motion explains that its application for a certificate of convenience and necessity was resolved when the Commission approved a stipulation and agreement among the parties. In that stipulation and agreement, SCMCN and the other parties agreed that rather than file the annual report required under the Commission's regulation, SCMCN would instead provide the Commission with a copy of the annual report it files with FERC. To make that agreement effective, the parties agreed the Commission should waive the application of Commission Rule 4 CSR 240-3.165, which is entitled "Annual Report Submission Requirements for Electric Utilities."

In its order approving the stipulation and agreement and granting the requested certificate of convenience and necessity, the Commission indicated that 4 CSR 240-3.165, along with several other Commission regulations, would be waived. However, while the table in which the granted waivers were listed correctly indicated that 4 CSR 240-3.165 was to be waived, it described that regulation as being entitled "Fuel and purchased power cost

recovery.” “Fuel and purchased power cost recovery” is actually the title of 4 CSR 240-3.161, which was not waived. SCMNC is concerned that the Commission’s regulation that would require it to file an annual report has not been properly waived and asks the Commission to clarify that that rule has in fact been waived.

The Commission will clarify that 4 CSR 240-2.165, entitled Annual Report Submission Requirements for Electric Utilities, was waived in its Order Granting Certificate of Convenience and Necessity, issued on July 20, 2016, to be effective on August 2, 2016. The table in that order that misidentifies 4 CSR 240-2.165 as “Fuel and purchased power cost recovery” is corrected accordingly.

**THE COMMISSION ORDERS THAT:**

1. South Central MCN LLC’s Motion for Clarification of Order Granting Certificate of Convenience and Necessity is granted.
2. The Commission’s Order Granting Certificate of Convenience and Necessity, issued on July 20, 2016, to be effective on August 2, 2016, is corrected as described in the body of this order.
3. This order shall be effective when issued.
4. This file shall be closed.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Morris L. Woodruff, Chief Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 30<sup>th</sup> day of January, 2017.

**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 30<sup>th</sup> day of January 2017.



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**January 30, 2017**

**File/Case No. EA-2016-0036**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

**Sincerely,**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent "M" and "W".

**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.