

**CASE NO. GR-2009-0434
THE EMPIRE DISTRICT GAS COMPANY**

REBUTTAL TESTIMONY

OF

RICHARD HAUBENSAK

ON BEHALF OF CONSTELLATION NEWENERGY-GAS DIVISION, LLC

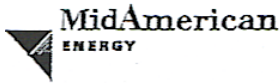
SCHEDULE RJH 2

MidAmerican Energy Company
Compliance Filing of Permanent Small Volume Transportation Tariffs
Filed with the Iowa Utilities Board
October 15, 2008

Schedule RJH 2.2 – MidAmerican Tariff Sheet WT-57 – Metering

Schedule RJH 2.3 – MidAmerican Tariff Sheet WT-60 – Nominations

Schedule RJH 2.1



MIDAMERICAN ENERGY COMPANY
Gas Tariff No. 1
Filed with the Iowa Utilities Board

Original Sheet No. WT-57

MONTHLY METERED TRANSPORTATION SERVICE

CONTRACTS AND AUTHORIZATIONS:

MidAmerican shall enter into a single contract with each Customer, or the Customer's Agent, for distribution service to all Customer Meters that are served under this tariff.

A Customer may designate a Pool Operator to act on the Customer's behalf for the purpose of nominations, balancing, and other Customer obligations under MidAmerican's Gas Tariffs.

Authorization by a Customer to allow an Agent or a Pool Operator to act on a Customer's behalf will require an Authorization and Release form be signed by the Customer and provided to the Company.

MidAmerican shall enter into a contract with a Customer or a Pool Operator on a Customer's behalf that addresses the obligations in respect to Nominations, Balancing Charges, Switching Fees, Cashout, Capacity Assignment, and applicable General Terms and Conditions of MidAmerican's Gas Transportation Tariff.

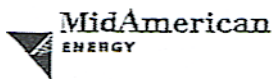
METERING:

In lieu of installing daily metering and telemetry, MidAmerican will use a load profile to forecast the Customer's daily gas consumption at each Customer Meter. This Forecasted Delivery Requirement shall be used for both nominating and daily balancing purposes. MidAmerican, the Pool Operator, and the Customer agree to consider the Forecasted Delivery Requirement equivalent to the actual gas consumed on any given day.

Schedule RJH 2.2

Issued: October 15, 2008 .
Issued by: Naomi G. Czachura
Vice President

Effective: December 1, 2008
Per September 16, 2008 Board
Order in Docket No. TF-07-220 (SPU-04-1)



MIDAMERICAN ENERGY COMPANY
Gas Tariff No. 1
Filed with the Iowa Utilities Board

Original Sheet No. WT-60

MONTHLY METERED TRANSPORTATION SERVICE

POOL OPERATOR ELIGIBILITY:

Pool Operators must comply with any Board certification requirements and applicable laws and regulations in order to provide competitive natural gas services to Iowa retail end users.

Pool Operators must be authorized by the Company and execute a contract with the Company. Eligible Pool Operators will be posted on the Company's Electronic Bulletin Board.

POOLS:

Pool Operators will be required to group Customers with the same balancing provisions, on the same interstate pipeline, and in the same interstate pipeline operational zone. MidAmerican will provide Forecasted Delivery Requirements for Customers in each Pool.

NOMINATIONS:

MidAmerican will utilize historical billing information to model each Customer's load profile and calculate the Forecasted Delivery Requirement using such profile and forecasted weather. A Customer's Forecasted Delivery Requirement for a new facility will be based on the estimated usage provided by the Pool Operator at the time of enrollment and profiles of similar Customers.

The Forecasted Delivery Requirement will be aggregated by Pool. The Forecasted Delivery Requirement will normally be provided 23 hours before the gas day begins using the Company's Electronic Bulletin Board and will include Retention volumes.

The Pool Operator will nominate the Forecasted Delivery Requirement to the interstate pipeline and MidAmerican. If the Pool Operator does not deliver the Forecasted Delivery Requirement posted on Company's Electronic Bulletin Board on any particular day, then the greater of any applicable pro-rata share of interstate pipeline penalties or Balancing Charges outlined in this tariff, will be billed to the Pool Operator.

Schedule RJH 2.3

Issued: October 15, 2008
Issued by: Naomi G. Czachura
Vice President

Effective: December 1, 2008
Per September 16, 2008 Board
Order in Docket No. TP-07-220 (SPU-04-1)