

LAW OFFICES  
**BRYDON, SWEARENGEN & ENGLAND**

PROFESSIONAL CORPORATION

312 EAST CAPITOL AVENUE

P.O. BOX 456

JEFFERSON CITY, MISSOURI 65102-0456

TELEPHONE (573) 635-7166

FACSIMILE (573) 635-0427

Email: PAULB@BRYDONLAW.COM

DAVID V.G. BRYDON  
JAMES C. SWEARENGEN  
WILLIAM R. ENGLAND, III  
JOHNNY K. RICHARDSON  
GARY W. DUFFY  
PAUL A. BOUDREAU  
SONDRA B. MORGAN

DEAN COOPER  
CHARLES E. SMARR  
MARK G. ANDERSON  
BRIAN T. MCCARTNEY  
GREGORY C. MITCHELL  
DIANA C. FARR  
JANET E. WHEELER

OF COUNSEL  
RICHARD T. CIOTTONI

February 21, 2003

**FILED**

FEB 21 2003

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

**Re: Southern Union Company d/b/a Missouri Gas Energy  
Case No. GM-2003-0238**

Dear Mr. Roberts:

On Friday, February 14, 2003, I caused to be filed the prepared Direct Testimony of Thomas F. Karam and David J. Kvapil on behalf of Southern Union Company in the referenced matter. At that time, I only had available a facsimile copy of an affidavit of each of those two gentlemen. I enclose herewith the original of each affidavit which I request that you substitute for the facsimile copies that were filed on Friday, February 14. I apologize for any inconvenience this request may have caused. If you have any questions regarding this matter, please do not hesitate to give me a call.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

  
Paul A. Boudreau

PAB/ccp

Enclosures

cc: All parties of record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>3</sup>

FEB 21 2003

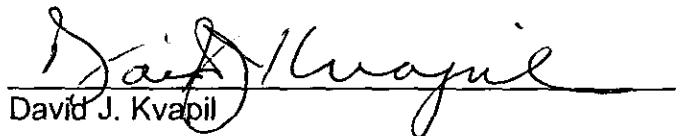
Missouri Public  
Service Commission

In the Matter of the Application of Southern )  
Union Company d/b/a Missouri Gas Energy )  
For Authority to Acquire Directly or Indirectly )  
Up to and Including One Hundred Percent )  
(100%) of the Equity Interests of Panhandle )  
Eastern Pipeline Company, Including Its )  
Subsidiaries, and to Take All Other Actions )  
Reasonably Necessary to Effectuate Said )  
Transaction. )

Case No. GM-2003-0238

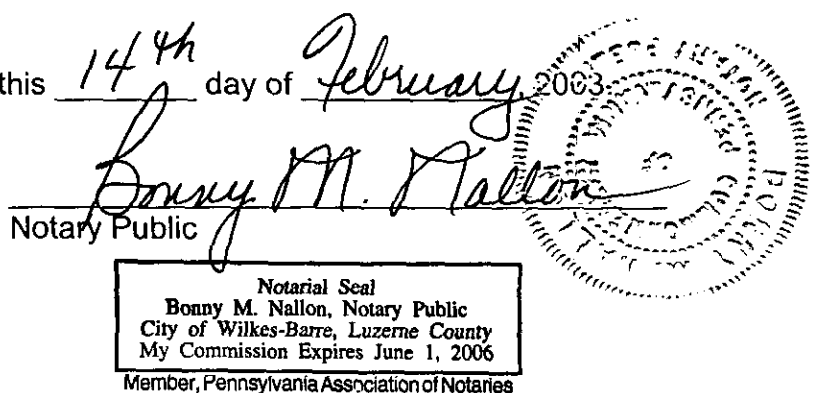
AFFIDAVIT OF DAVID J. KVAPIL

David J. Kvapil, being first duly sworn, deposes and says that he is the witness who sponsors the accompanying testimony entitled "Direct Testimony of David J. Kvapil;" that said testimony and schedules attached hereto were prepared by him and/or under his direction and supervision; that if inquiries were made as to the facts in said testimony and schedules, he would respond as therein set forth; and that the aforesaid testimony and schedules are true and correct to the best of his knowledge, information and belief.

  
David J. Kvapil

State of Pennsylvania  
County of Luzerne

SUBSCRIBED and sworn to before me this 14<sup>th</sup> day of February, 2003

  
Notary Public

Notarial Seal  
Bonny M. Nallon, Notary Public  
City of Wilkes-Barre, Luzerne County  
My Commission Expires June 1, 2006  
Member, Pennsylvania Association of Notaries

