

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) 635-3847

E-MAIL: DUFFY@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
CHARLES E. SMARR

DEAN L. COOPER
MARK G. ANDERSON
TIMOTHY T. STEWART
GREGORY C. MITCHELL
BRIAN T. MCCARTNEY
BRIAN K. BOGARD

OF COUNSEL
RICHARD T. CIOTTONI

December 21, 2001

FILED²

DEC 21 2001

Mr. Dale Hardy Roberts
Executive Secretary
Public Service Commission
Governor State Office Building
Jefferson City, MO

Missouri Public
Service Commission

HAND DELIVERED

**RE: TXU Energy Services Inc. and Schreiber Foods, Inc. vs. Missouri Gas
Energy; Case No. GC-2001-593**

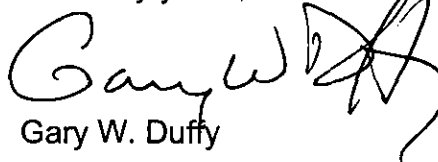
Dear Mr. Roberts:

Enclosed for filing in the above-referenced proceeding please find an original
and eight copies of the following documents:

- 1) Prepared rebuttal testimony of Teresa Villaneuva
- 2) Prepared rebuttal testimony of Michael R. Noack
- 3) Motion for Leave to File First Amended Answer to Complaint
- 4) First Amended Answer to Complaint

If you have any questions, please give me a call.

Sincerely yours,


Gary W. Duffy

Enclosures
cc w/encl:

Office of Public Counsel
Office of the General Counsel
Don Otto
Mike Noack

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

FILED²

TXU Energy Services, Inc., and)
Schreiber Foods, Inc.)
)
Complainants,)
)
v.)
)
Missouri Gas Energy, a Division of)
Southern Union Company,)
)
Respondent.)

DEC 21 2001

Missouri Public
Service Commission

Case No. GC-2001-593

**MOTION FOR LEAVE TO FILE
FIRST AMENDED
ANSWER TO COMPLAINT**

COMES NOW Respondent, Missouri Gas Energy, a division of Southern Union Company, and, in accordance with 4 CSR 240-2.080 (21), seeks leave of the Commission to amend its Answer to Complaint filed on June 7, 2001. In support thereof, MGE respectfully states as follows:

1. As a result of discovery and further investigation in this matter, MGE has determined there were minor factual inaccuracies in certain parts of its original answer in this proceeding. To correct those matters, MGE seeks leave to file an amendment to its Answer to Complaint to reflect its understanding of the facts. MGE seeks to change certain provisions in paragraphs 32, 33 and 34 of its original Answer.

2. MGE is submitting its First Amended Answer herewith conditioned upon the Commission granting leave to file it.

WHEREFORE, MGE seeks leave of the Commission to file its First Amended

Answer.

Respectfully submitted,



Gary W. Duffy MBE #24905
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166
(573) 635-3847 facsimile
Duffy@Brydonlaw.com

ATTORNEYS FOR
MISSOURI GAS ENERGY, A DIVISION OF
SOUTHERN UNION COMPANY

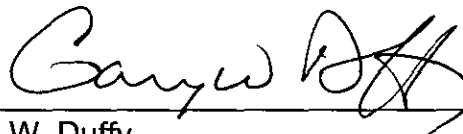
Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was mailed by deposit with the United States Postal Service, first class postage prepaid, or hand delivered this 21st day of December, 2001, to:

Donald C. Otto, Jr.
Attorney at Law
901 Missouri Boulevard #163
Jefferson City, Missouri 65101

Office of the General Counsel
Missouri Public Service Commission
Governor State Office Building
Jefferson City, Missouri

Office of the Public Counsel
Governor State Office Building
Jefferson City, Missouri



Gary W. Duffy