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April 18, 2001

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

RE: Case No. GT-2001-329

FILED<sup>3</sup>

APR 18 2001

Missouri Public  
Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **MOTION FOR ORDER PERMITTING USE OF INFORMATION AND FOR EXPEDITED TREATMENT.**

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

David A. Meyer  
Associate General Counsel  
(573) 751-8706  
(573) 751-9285 (Fax)

DAM/lb  
Enclosure

cc: Counsel of Record  
James M. Fischer  
Thomas Byrne  
Robert J. Hack  
Jim Swearngen

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>

APR 18 2001

Missouri Public  
Service Commission

In the Matter of Laclede Gas Company's )  
Tariff Filing to Implement an )  
Experimental Fixed Price Plan and Other ) Case No. GT-2001-329  
Modifications to Its Gas Supply Incentive )  
Plan. )

**MOTION FOR ORDER PERMITTING USE OF INFORMATION AND FOR EXPEDITED TREATMENT**

COMES NOW the Staff of the Missouri Public Service Commission (Staff) and for its motion states:

1. As part of its testimony to be submitted in this proceeding, Staff proposes to use certain information provided to the Commission by nine Missouri natural gas utilities to allow the Commission to efficiently and conveniently compare the performance of other companies to the performance of Laclede Gas Company.

2. Section 386.480 states that "[n]o information furnished to the commission by a . . . public utility, except such matters as are specifically required to be open to public inspection by the provisions of this chapter, or chapter 610, RSMo., shall be open to public inspection or made public, except on order of the commission, or by the commission or a commissioner in the course of a hearing or proceeding."

3. The information Staff proposes to include is data on the cost of natural gas and the volume of natural gas, and it will be limited to information obtained from Missouri local distribution companies.

4. Staff will treat this information as highly confidential and subject to the protective order adopted on January 4, 2001 in this case, and it will be provided to other parties in this case on that basis.

5. Staff has advised counsel for each of the local distributing companies of its intention to file this motion. While they have all expressed some concern over the potential dissemination of their data, none of the local distributing companies have objected to Staff's use of this limited information on these restricted terms. Staff will serve a copy of this motion on counsel for each of the local distributing companies.

6. Because it must file its testimony on April 30, 2001, Staff asks the Commission to direct responses, if any, from all local distributing companies (including Laclede Gas Company) to this motion be filed not later than April 23, 2001 to permit the Commission to rule on the motion by April 26, 2001.

WHEREFORE, Staff respectfully requests the Commission issue an Order authorizing Staff to use the information pertaining to cost of gas and volumes of gas for the limited purpose of performing a cost comparison between Missouri natural gas utilities, subjecting the use of that information to the Protective Order, and restricting the use of that information to Highly Confidential documents.

Respectfully submitted,

DANA K. JOYCE  
General Counsel



David A. Meyer  
Assistant General Counsel  
Missouri Bar No. 46620

Attorney for the Staff of the  
Missouri Public Service Commission  
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## Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list, together with counsel for the following local distribution companies:

James M. Fischer, Esq., attorney for:  
Fidelity Natural Gas, Inc.  
Atmos Energy Corporation  
United Cities Gas Co.  
Greeley Gas Company  
Southern Missouri Gas Company

Robert J. Hack, Esq., attorney for:  
Missouri Gas Energy

Thomas Byrne, Esq., attorney for:  
Ameren/UE

James Swarengen, Esq., attorney for  
Missouri Public Service  
St. Joseph Light & Power

on this 18<sup>th</sup> day of April, 2001.



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**Service List for  
Case No. GT-2001-329  
Revised: April 18, 2001 (lb)**

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