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September 24, 2003

Missouri Public Service Commission  
Attn: Secretary of the Commission  
200 Madison Street, Suite 100  
P.O. Box 360  
Jefferson City, Missouri 65102-0360

**FILED<sup>2</sup>**  
**SEP 24 2003**  
Missouri Public  
Service Commission

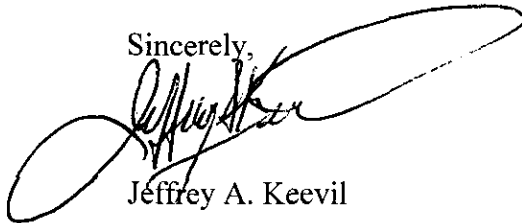
RE: Case No. GA-2003-0492 (Tariff No. YG-2004-0223)  
Missouri Gas Energy

Dear Mr. Roberts:

Please find enclosed for filing in the above-referenced case an original and the appropriate number of copies of a Motion to Clarify/Correct on behalf of City Utilities of Springfield, Missouri.

Copies of the filing have on this date been mailed or hand-delivered to counsel of record, the General Counsel's Office and the Office of the Public Counsel.

Sincerely,



Jeffrey A. Keevil

JAK/er

Enclosures

Cc: counsel of record  
General Counsel's Office  
Office of the Public Counsel

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>2</sup>  
SEP 24 2003

Missouri Public  
Service Commission

In the Matter of the Application of Missouri Gas )  
Energy, a Division of Southern Union Company, )  
for a Certificate of Public Convenience and )  
Necessity, Authorizing It to Construct, Install, )  
Own, Operate, Control, Manage, and Maintain a )  
Natural Gas Distribution System to Provide Gas )  
Service in Greene County, Missouri, as an )  
Expansion of Its Existing Certificated Area )

Case No. GA-2003-0492  
Tariff No. YG-2004-0223

**MOTION TO CLARIFY/CORRECT**

COMES NOW the City of Springfield, Missouri, through the Board of Public Utilities ("City Utilities" or "CU"), and for its Motion to Clarify/Correct the Commission's Order Suspending Tariff dated September 23, 2003, respectfully states as follows:

1. In the Unanimous Stipulation and Agreement ("Stipulation") filed herein, the parties agreed that MGE should be granted a certificate of convenience and necessity for a **supply line** (see, e.g., paragraphs 4 and 5). Likewise, as indicated in the first paragraph of the Commission's Order Approving Stipulation and Agreement issued on August 21, 2003<sup>1</sup>, that Order approved the Stipulation "regarding the application of [MGE] for a certificate of convenience and necessity to construct and operate a natural gas **supply line**." (emphasis added)

2. Some references in the Commission's Order Suspending Tariff dated September 23, 2003, correctly refer to the line which is the subject of this case as a

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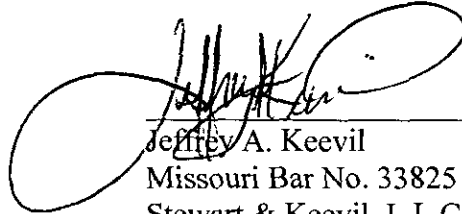
<sup>1</sup> The Commission's September 23, 2003, Order Suspending Tariff states that the Commission approved the Stipulation on August 23, 2003; however, the Order Approving Stipulation and Agreement appears to have been issued on August 21, 2003.

**supply line**; however, other references to the line (see for example page 3 of the internet version of the order) incorrectly refer to the line as a **service line**. As the Order Suspending Tariff recognizes, limiting the certificate granted to MGE in this proceeding was of particular concern to CU since CU already provides service to customers in the section of land affected by the certificate. Such limitation was to limit the certificate to a **supply line** (see paragraphs 4 and 5 of Stipulation). Since it could be argued that a **supply line** and a **service line** are different types of lines, and since the Stipulation and the Commission's Order Approving Stipulation and Agreement only granted MGE a certificate for a **supply line**, the Commission should issue an order correcting its September 23 Order Suspending Tariff to reflect that any references therein to the line as a "service line" should instead say "supply line" and that any references therein to the certificate as a "service line certificate" should say "supply line certificate" and clarifying that the September 23 Order Suspending Tariff was not intended to change the scope of or limitations on the certificate granted by the Commission's Order Approving Stipulation and Agreement and agreed to by the parties in the Unanimous Stipulation and Agreement.

WHEREFORE, CU respectfully requests the Commission issue an order correcting its September 23 Order Suspending Tariff to reflect that any references therein to the line as a "service line" should instead say "supply line" and that any references therein to the certificate as a "service line certificate" should say "supply line certificate" and clarifying that the September 23 Order Suspending Tariff was not intended to change the scope of or limitations on the certificate granted by the Commission's Order

Approving Stipulation and Agreement and agreed to by the parties in the Unanimous Stipulation and Agreement.

Respectfully submitted,



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ATTORNEY FOR CITY UTILITIES OF  
SPRINGFIELD, MISSOURI

#### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing pleading was served by placing same in first-class mail, postage paid, or by hand-delivery, to the Missouri Public Service Commission's General Counsel's Office, the Office of the Public Counsel, and counsel of record on this 24th day of September, 2003.

