

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas)	
Energy, a Division of Southern Union Company, for)	
a Certificate of Public Convenience and Necessity)	<u>Case No. GA-2007-0289, et al.</u>
Authorizing it to Construct, Install, Own, Operate,)	Tariff No. YG-2008-0691
Control, Manage and Maintain a Natural Gas)	Tariff No. YG-2008-0703
Distribution System to Provide Gas Service in Platte)	
County, Missouri, as an Expansion of its Existing)	
Certified Area)	

ORDER GRANTING REQUEST FOR AN EXTENSION OF TIME

Issue Date: July 28, 2008

Effective Date: July 29, 2008

Background

On July 17, 2008,¹ the Commission suspended the compliance tariffs filed by The Empire District Gas Company ("Empire") and by Missouri Gas Energy ("MGE") in this matter to allow the parties a full and fair opportunity to respond to Commission's Staff's suggestion for the addition of a certain tariff condition.² The Commission issued its suspension order to allow this response and allow adequate time for the Commission to decide if Staff's suggestion was encompassed within the Commission's February 14

¹ All dates throughout this order reference the year 2008 unless otherwise noted.

² Staff believes that the compliance tariffs should include the following language:

Orders granting the service territory take precedence in any discrepancies between them and the information listed above. More detail is available in the orders, and the above should not be relied upon for detailed territory boundaries.

Report and Order finally disposing of the legal issues raised in this matter. The Commission set a deadline of August 4 for the company responses.

On July 25, MGE and Empire jointly filed a request for an additional month to respond to Staff's recommendation. These parties acknowledge that further discussion with Staff has raised additional issues and has also raised the possibility of a resolution regarding Staff's suggested tariff provision. MGE and Empire represent that Staff has no objection their request for an extension of time, but also indicate they were unable to contact the Office of the Public Counsel to discuss their extension request.

Because the compliance tariff filings were suspended until October 1, and because the parties indicate that they are working towards resolution of the remaining issues, the Commission finds that the request for an extension of time is not for any improper purpose, nor would granting it prejudice any party. The Commission finds the request to be reasonable, and will grant it.

IT IS ORDERED THAT:

1. The August 4, 2008 deadline for responses and to request a hearing, set in the Commission's July 17, 2008 "Order Suspending Compliance Tariff Filings and Directing Responses," is hereby canceled.

2. No later than September 4, 2008, The Empire District Gas Company and Missouri Gas Energy shall file responses to "Staff Recommendations Regarding Compliance Tariff Filings Showing Certificated Service Areas" filed on July 15, 2008.

3. No later than September 4, 2008, any party wishing to request a hearing regarding the issue presented in the July 15, 2008 "Staff Recommendations Regarding Compliance Tariff Filings Showing Certificated Service Areas," as delineated fully in the

Commission's July 17, 2008 "Order Suspending Compliance Tariff Filings and Directing Responses," shall file said request with the Commission and state, with particularity, the reasons for its request.

4. This order shall become effective on July 29, 2008 at 12:01 a.m.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read "Colleen M. Dale".

Colleen M. Dale
Secretary

(S E A L)

Harold Stearley, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 28th day of July, 2008.