

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Missouri Gas Utility, Inc.,)
for a Certificate of Convenience and Necessity Authorizing)
it to Construct, Install, Own, Operate, Control, Manage,) **File No. GA-2009-0422**
and Maintain a Distribution System to Provide Gas Service)
in Benton County, Missouri, as a New Certificated Area.)

ORDER DIRECTING FILING

Issue Date: June 26, 2009

Effective Date: June 26, 2009

On June 16, 2009, the Staff of the Missouri Public Service Commission filed its verified recommendation. A portion of that recommendation contained several conditions that Staff recommends the Commission place on the certificate when granted. Missouri Gas Utility, Inc. responded that it had no objection to the conditions suggested by Staff. The Commission, however, requests clarification of conditions 2-4 of Staff's recommendation.

Conditions 2-4 state:

2. The service area granted in this case is to be treated as a modification to the service area recently granted in GA-2009-0264 and the service area granted in this case is to be made a part of, and included in, the GA-2009-0264 service area for the purpose of keeping separate books and records, class cost of service studies and revenue requirements, and depreciation rates;
3. MGU must keep separate books and records for the proposed service areas granted in GA-2009-0264 and this case;
4. MGU must file separate class cost of service studies and revenue requirements for the new service areas granted in GA-2009-0264 and this case in its next rate case;

The Commission assumes that Staff does not intend for MGU to be required to keep books, records, class cost of service studies, and revenue requirements for the service areas granted in this case and in GA-2009-0264 separate from each other, but rather wants the service area granted in this case and in GA-2009-0264 to be treated as one service area for which the books, records, class cost of service studies and revenue requirements are kept separately from the remainder of MGU's certificated areas. However, the language of Staff's conditions allows for different interpretations. Therefore, the Commission will direct Staff to clarify its recommendation so that the Commission is assured that its assumption about the meaning of Staff's conditions is correct.

THE COMMISSION ORDERS THAT:

1. The Staff of the Missouri Public Service Commission shall clarify its recommendation no later than June 30, 2009.
2. Any responses to this order or Staff's clarification shall be filed no later than July 2, 2009.
3. This order shall become effective upon issuance.

(S E A L)

BY THE COMMISSION



Colleen M. Dale
Secretary

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 26th day of June, 2009.