BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Staff of the Missouri Public Service Commission,)
Complainant,))
V.) Case No. GC-2006-0491
Missouri Pipeline Company, LLC, Missouri Gas Company, LLC,)
Respondents.))

STAFF'S RESPONSE TO MOTION TO SUPPLEMENT EXHIBIT 311

COMES NOW the Staff of the Missouri Public Service Commission, through counsel, and in response to the Respondents' motion to supplement, states as follows:

- 1. Staff objects to the motion to supplement. There is no legal authority for changing or supplementing an exhibit already received into evidence at a hearing.
- 2. Respondents are attempting to cure the insufficiencies in an inadmissible document and remove the grounds for appeal that should be available to parties to this case. Clearly, this is a due process violation and if substitution is allowed by the Commission it will result in additional error and grounds for appeal.
- 3. The Commission has already exercised significant discretion in allowing an arguably inadmissible exhibit into evidence. The invitation for the Commission to abuse its discretion should be denied.

Wherefore, the Staff by Counsel requests that the Commission deny the motion to supplement exhibit 311 and prays for such other relief as is just.

Respectfully submitted,

/s/ Steven C. Reed

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or by electronic mail to all counsel of record on this 22nd day of January, 2007.

/s/ Steven C. Reed