

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 27th day
of July, 2006.

USW Local 11-6,)	
)	
Complainant,)	
)	
v.)	<u>Case No. GC-2006-0060</u>
)	
Laclede Gas Company,)	
)	
Respondent.)	

ORDER DENYING MOTION TO FILE POST-HEARING EXHIBIT

Issue Date: July 27, 2006

Effective Date: July 27, 2006

On July 14, 2006, USW Local 11-6, requested leave to file a post-hearing exhibit, an arbitration decision related to Exhibit 8. The post-hearing exhibit was submitted after the close of evidence and the submission of briefs in this matter. USW Local 11-6 claims that the post-hearing exhibit is relevant to this matter because it shows the arbitrator's interpretation of Laclede's position regarding whether a turn off/turn on (TFTO) inspection is a safety issue.

On July 24, 2006, Laclede Gas Company responded, objecting to the admission of the exhibit as inadmissible hearsay, and because the USW Local 11-6 failed to offer the decision as evidence before the close of evidence. Furthermore, Laclede argues that if the exhibit is admitted it would favor Laclede's position in this matter rather than the USW Local 11-6's position.

The Commission finds that the exhibit is irrelevant, inadmissible hearsay evidence. In addition, the exhibit was filed after the close of the evidence and the filing of the briefs. The Commission shall deny USW Local 11-6's motion. Laclede's objections are sustained.

IT IS ORDERED THAT:

1. The USW Local 11-6's Motion for Leave to File Post-Hearing Exhibit is denied.
2. Laclede Gas Company's objections to USW Local 11-6's offer of post-hearing Exhibit 26 are sustained.
3. This order shall become effective on July 27, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Davis, Chm., Murray, Gaw, Clayton,
and Appling, CC., concur.

Dippell, Deputy Chief Regulatory Law Judge