

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

|  |                       |
|--|-----------------------|
| In the Matter of Southern Union Company )      |                       |
| d/b/a Missouri Gas Energy, Sigma Acquisition ) |                       |
| Corporation and Energy Transfer Equity, L.P. ) |                       |
| for an Order Authorizing them to Perform in )  | Case No. GM-2011-0412 |
| Accordance with a Merger Agreement and )       |                       |
| to Undertake Related Transactions )            |                       |

**JOINT RECOMMENDATION**

Come now Staff of the Missouri Public Service Commission ("Staff"), the Office of the Public Counsel ("OPC), Southern Union Company ("Southern Union"), d/b/a Missouri Gas Energy ("MGE"), Sigma Acquisition Corporation ("Sigma") and Energy Transfer Equity, L.P. ("ETE"), (hereinafter "the Parties") and for their Joint Recommendation respectfully state as follows to the Missouri Public Service Commission:

1. By Order dated February 3, 2012, the Commission directed the Parties, no later than February 10, 2012, to file their joint recommendation as to how the Commission should proceed to consider the application which is the subject of this case.

2. Since February 3, the Parties have continued to be actively engaged in the process of pursuing a settlement of this matter. The Parties have met on several occasions, most recently on February 9, 2012, to discuss revisions to a draft comprehensive settlement document. As a result of these discussions and revisions the Parties believe a settlement is likely and anticipate the execution and filing of a settlement document with the Commission on or before February 15, 2012.

WHEREFORE, the Parties respectfully submit this Joint Recommendation.

Respectfully submitted,

/s/Lera Shemwell  
Lera Shemwell Mo #43792  
Deputy General Counsel  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102  
Tel: (573) 751-7431  
Fax: (573) 751-9285  
[Lera.shemwell@psc.mo.gov](mailto:Lera.shemwell@psc.mo.gov)

Attorney for the Staff of the Missouri  
Public Service Commission

/s/Marc Poston  
Marc Poston Mo # 45722  
Assistant Public Counsel  
Office of the Public Counsel  
P.O. Box 2230  
Jefferson City, MO 65102  
Tel: (573) 751-5558  
Fax: (573) 751-5562  
[marc.poston@ded.mo.gov](mailto:marc.poston@ded.mo.gov)

Attorney for the Office of  
the Public Counsel

/s/James C. Swearengen

James C. Swearengen Mo #21510  
Paul A. Boudreau Mo #33155  
Brydon, Swearengen & England, P.C.  
312 E. Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102-0456  
Tel: (573) 635-7166  
Fax: (573) 634-7431  
[LRackers@brydonlaw.com](mailto:LRackers@brydonlaw.com)

Todd J. Jacobs Mo #52366  
Senior Attorney  
Missouri Gas Energy  
3420 Broadway  
Kansas City, MO 64111  
Tel: (816) 360-5976  
Fax: (816) 360-5903  
[todd.jacobs@sug.com](mailto:todd.jacobs@sug.com)

Attorneys for Southern Union  
Company d/b/a Missouri Gas Energy

/s/Larry Dority

James M. Fischer Mo #27543  
Larry W. Dority Mo #25617  
Fischer & Dority, P.C.  
101 Madison – Suite 400  
Jefferson City, MO 65101  
Tel: (573) 636-6758  
Fax: (573) 636-0383  
[jfischerpc@aol.com](mailto:jfischerpc@aol.com)  
[lwdority@sprintmail.com](mailto:lwdority@sprintmail.com)

Attorneys for Energy Transfer  
Equity, L.P. and Sigma  
Acquisition Corporation

### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 10<sup>th</sup> day of February, 2012.

/s/ James C. Swearengen