

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

In the Matter of Laclede Gas Company's)	
Application to Establish Depreciation)	Case No. GO-2012-0363
Rates for Enterprise Computer Software)	
Systems.)	

MOTION FOR SUMMARY DETERMINATION

COMES NOW the Missouri Office of the Public Counsel (OPC) and for its Motion for Summary Determination respectfully moves the Commission to deny Laclede's request to change its depreciation rates because Laclede's requested changes should be supported by a depreciation study filed in the context of a general rate case, and additionally states as follows:

1. On May 18, 2012, Laclede Gas Company (Laclede) filed its Verified Application for an Order Establishing a Depreciation Rate for the Company's New Enterprise Information Management System ("Application").

2. Laclede's Application seeks a Commission order authorizing Laclede to change the current **20%** depreciation rate for computer software (approved by the Commission in 2010)¹ to **5%** immediately prior to when Laclede plans to make significant expenditures to upgrade its computer software.² This change would allow Laclede to depreciate less of its investment before Laclede's depreciation rates are reset by the Commission pursuant to a deprecation study filed in a rate case.

¹ Report and Order, Case Number GR-2010-0171, Issued August 18, 2010.

² Application, p. 5.

3. Commission rule 4 CSR 240-2.117 states that any party may by motion seek disposition of all or any part of a case by summary determination. OPC seeks an order by the Commission summarily determining that Laclede's Application should be denied until Laclede has conducted a full depreciation study that supports the requested changes, as determined by the Commission in the context of a general rate case.

4. OPC's Suggestions in Support of its Motion for Summary Determination filed contemporaneously with this Motion as required by 4 CSR 240-2.117 provides support for granting this Motion.

WHEREFORE, the Office of the Public Counsel respectfully requests that the Commission grant this Motion for Summary Determination and deny Laclede's Application to new depreciation rates.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 13th day of June 2012:

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