

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

In the Matter of Missouri Gas Energy and)
Its Tariff Filing to Implement a General Rate)
Increase for Natural Gas Service) **File No. GR-2009-0355**

**ORDER RESCINDING ORDER GRANTING MOTION FOR
LEAVE TO FILE SURREBUTTAL TESTIMONY OUT OF TIME**

Issue Date: October 20, 2009

Effective Date: October 20, 2009

On October 19, 2009¹, Midwest Gas Users' Association (hereafter "MGUA") filed a motion asking the Commission to reconsider and rescind its order granting MGE leave to file a witness' surrebuttal testimony out of time. MGUA also filed a motion for expedited treatment.

The Commission will grant MGUA's motion and rescind the previously described order. Further, the Commission's October 20 Order Directing Filing is also rescinded, as it was issued in response to MGUA's motion. Because MGUA's motion is granted, responses are no longer required.²

Because the above-described order is rescinded, MGE's motion for leave to file surrebuttal testimony out of time remains pending.

THE COMMISSION ORDERS THAT:

1. The Commission's Order Granting Motion for Leave to File Surrebuttal Testimony Out of Time is rescinded.

¹ All calendar references are to 2009 unless otherwise noted.

² Commission Rule 4 CSR 240-2.080(15) allows parties not more than ten days to respond to any pleading, unless otherwise ordered by the Commission.

2. The Motion for Leave to File Surrebuttal Testimony Out of Time filed by Missouri Gas Energy, a division of Southern Union Company, remains pending.

3. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 20th day of October, 2009.