

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

In the Matter of the Application of South)
Central MCN LLC for Approval of Transfer of)
Assets and a Certificate of Convenience and)
Necessity)

File No. EA-2016-0036

**MOTION TO SUSPEND TIME TO RESPOND
TO CITY UTILITIES OF SPRINGFIELD'S
MOTION FOR SUMMARY DETERMINATION**

COMES NOW South Central MCN (SCMCN), by and through its counsel of record, and for its Motion to Suspend Time to Respond to City Utilities of Springfield's (CU) Motion for Summary Determination, states as follows:

1. On February 12, 2016, CU filed a Motion for Summary Determination and Suggestions in Support.
2. On February 19, 2016, SCMCN filed a Motion to Suspend the Procedural Schedule, which the Commission granted the same day.
3. The parties are continuing settlement negotiations.
4. Commission Rule 4 CSR 240-2.117(1)(C) provides: "Not more than thirty (30) days after a motion for summary determination is served, any party may file and serve on all parties a response in opposition to the motion for summary determination." Commission Rule 4 CSR 240-2.015(1) provides: "A rule in this chapter may be waived by the commission for good cause."
5. Good cause exists to waive the 30-day response time in this case. The procedural schedule is already stayed to allow the parties to focus on settlement negotiations. Granting this Motion would continue to allow the parties to continue settlement negotiations unimpeded by additional work on the case.

6. The undersigned counsel has contacted counsel for CU, City of Nixa, Staff, and Office of Public Counsel, and they do not object to this Motion.

7. Should the parties not be able to come to a settlement agreement, SCMCN will file a Motion for a Prehearing Conference to set a new procedural schedule, including a date for a response to CU's Motion for Summary Determination.

WHEREFORE, SCMCN respectfully asks the Commission to issue an Order suspending the time for responding to CU's Motion for Summary Determination.

Respectfully submitted,

/s/ Terry M. Jarrett

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 7th day of March, 2016.

/s/ Terry M. Jarrett
Terry M. Jarrett