

FILED

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

MAY 7 2015

Missouri Public  
Service Commission

Cloris and Ronald Torrey )  
Complainant )  
v. )  
Laclede Gas Company )  
Respondent, )

Case No. GC-2015-0111

AFFIDAVIT OF RECONSIDERATION  
MEMORANDUM OF EXHIBITS

Come now the Complainants, Cloris and Ronald Torrey move the Commission for Leave to file Affidavit of Reconsideration a statement in reference to Laclede Gas Company and genuine issue of material fact remains disputed was filed and mailed on April 14, 2014.

1. I comply with the Commission's directed Order to file a statement as whether this complaint has been settle by April 17, 2015. (Attached EXHIBIT A).
2. I mailed, said document via U.S. Mail Certified Return Receipt to Missouri Public Service Commission Office of General Counsel on April 14, 2015.
3. I received postmark April 16, 2015 U.S. Postal Return Receipt signed by Bill Hutingger (See Attached Exhibit B).

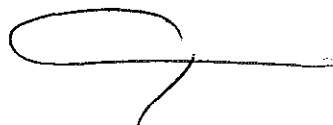
STATE OF MISSOURI )

COUNTY OF ST. LOUIS )

I Cloris Torrey declare as follow:

1. I am the Complainant in the above-title matter.
2. I have read the foregoing and knows the facts therein stated to be true and correct.
3. I declare under penalty of perjury pursuant to the laws of the State of Missouri that the foregoing is true and correct to the best of my knowledge and belief and that I am able to testify.

Executed on May 4, 2015



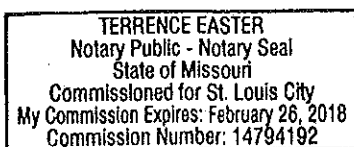
By Cloris Torrey  
9422 Westchester Drive  
St. Louis, MO 63136

Subscribed and sworn before me on 4<sup>TH</sup> day of May 2015.



Notary Public

My Commission Expire: 02/26/2018



### **CERTIFICATION OF SERVICE**

I certify that on May 4, 2015 true and correct copies of the foregoing were served Facsimile and first class postage paid Via Certified U.S. Mail and on that date, I served the foregoing to counsels of record.

# EXHIBIT A

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

Cloris and Ronald Torrey	)	
Complainant	)	
	)	<u>Case No. GC-2015-0111</u>
v.	)	
Laclede Gas Company	)	
Respondent,	)	

Come now the Complainant files its Response in Opposition to Laclede Gas Company notice of satisfaction of Compliant and Motion to Dismiss Compliant. Complainants, Cloris and Ronald Torrey move the Commission for Leave to oppose Laclede Gas Companys Notice of Satisfaction of Compliant states the following:

Respondent: Laclede Gas Company must prove on the open record that by signed statement from Department Head, that no collusion exist between the above Case No. GS-2015-0111 and the United States District Court for the Eastern District of Missouri Case No. 4:14 cv-01676 CDP. Laclede Gas Company filed Motion to Dismiss, allege on the basis the compliant has been satisfied. Complainant alleges Laclede confuse and mischaracterizes Torreys compliant relevant issues to conceal harassment of the Torreys before The Commission filed Order.

Subsequently, Torreys initiated this case and alleged in their complaint that Laclede Gas Company notice of October 27, 2014 as part of a carefully plan scheme in connection with Bryan Cave's Attorneys in attempt to cover-up a pending litigation matter. Fraud upon the

court to procure State Court's final judgment to purchase forced-placed hazard insurance on "Subject Property, "for unjust enrichment.

Torrey also, alleges in their complaint that a new meter was installed on their premise in 2012, which was less than 36 months. Laclede argue, the disconnection notice required by the Public Service Commission to inspect the piping to inside gas meter sets and metering equipment every 36 months to ensure safety. Torrey allege and believes based on allegations in their complaint that on November 3, 2014 the Commission ordered Laclede to file its response to the complaint no later than December 3, 2014 and Staff to file its recommendation no later than December 18, 2014.

The Commission ordered the Staff to file recommendation no later than December 18, 2014

The Declaration of Robert R. Leonberger fails to "show "personal knowledge, states that declarant has knowledge of the matter set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief, but fails to state how that knowledge was obtained, thus fails to show personal knowledge.

In addition, custodian of records for Laclede Gas Company name is never identified. There is no evidence of when or how the record was created; no evidence attached to Appendix A of December 18, 2014. That showed proof or evidence of Laclede Gas Company regular business practices. There is no public inspection schedule or data attached that specific the Laclede must perform a safety inspection of its inside piping by December 31, 2014 attached to the Declaration of December 18, 2014. Exhibits are not attached to the Declaration Appendix A but are attached to the January 9, 2015 Declaration Appendix B document.

Torreys alleges and believes the perjury clause can have no effect since, if any statement about the Exhibits turn out to be false, the declarant can merely say that he was referring to some other document and exhibit not the one that got filed. Torrey alleges, Mr. Leonberger sworn statement about Exhibits thus have statue of argument, not the statue of admissible evidence. Torreys also alleges, a competent witness is one who takes an oath, has personal knowledge through his/her own sense of the facts or statements alleged, has personal recollection of those facts and is able to communicate that knowledge.

Here, Torrey brought this action pending the outcome of the Commission determination or findings.

Subsequent, a genuine issue of material fact, remains in dispute Laclede Gas Company now argue that Torrey claim must be dismissed have obtained their requested relief. Laclede misconstrued the remaining issue. Torreys alleges on or about December 20, 2014 and December 26, 2014 without Torreys, permission or the Commission Order directing Laclede Gas proceeded to conduct inspection on Torrey's residence.

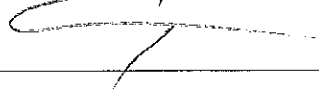
Torreys alleges and believes Laclede Gas unlawful harassment, threats of disconnection for failure to comply and on two occasion Laclede Gas's employees attempted to force entry on the property for inspection. Torrey believes Laclede Gas misconduct violated The Commission pending matter where no imperative safety hazard existed.

On December 29, 2014 the Torreys terminated their service as consumers with Laclede Gas based on the alleged misconduct.

WHEREFORE: Torreys respectfully request that Commission rules in favor or Complainant.

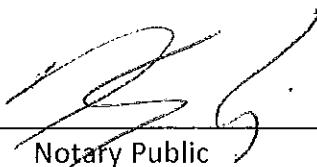
EXECUTED ON April 14, 2015

Respectfully Submitted:

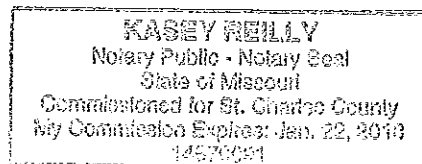


Cloris Torrey  
9422 Westchester Drive  
St. Louis, MO 63136

Subscribed and sworn before me on this 14 day of April 2015

  
\_\_\_\_\_  
Notary Public  
State of Missouri

My Commission Expires: 1-22-2018





## EXHIBIT B

## CERTIFICATION OF SERVICE

I certify that on April 14, 2015 true and correct copies of the foregoing were served Facsimile and first class postage paid Via U.S. Mail and on that date, I served the foregoing to counsels of record.

Missouri Public Service Commission  
Office General Counsel  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102

Office of Public Counsel  
Dustin Allison  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102

Laclede Gas Company  
Rick E. Zucker  
700 Market Street, 8<sup>th</sup> Floor  
St. Louis, MO 63101

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JEFFERSON CITY MO 65102

Postage	\$ 10.40	0644
Certified Fee	\$3.30	11
Return Receipt Fee (Endorsement Required)	\$2.70	APR 14 2015
Restricted Delivery Fee (Endorsement Required)	\$0.00	
Total Postage & Fees	\$ 16.49	04/14/2015

Sent To  
Missouri Public Service Commission  
Street & Apt. No.  
or PO Box No. P.O. Box 360 Suite 800  
City, State, Zip+4  
Jefferson City MO 65102

USPS-630442

See Reverse for Instructions

7014 2870 0001 5540 6143

<b>SENDER: COMPLETE THIS SECTION</b>	<b>COMPLETE THIS SECTION ON DELIVERY</b>
Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature <i>[Signature]</i> <input type="checkbox"/> Agent <input type="checkbox"/> Addressee
Article Addressed to: Missouri Public Service Commission Office of General Counsel P.O. Box 360 Suite 800 Jefferson City, MO 65102	B. Received by (Printed Name) <i>[Signature]</i> C. Date of Delivery <i>[Signature]</i>
	Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No
	3. Service Type <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™ <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery
	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

Article Number  
(Transfer from service) 7014 2870 0001 5540 6143

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 29th day  
of April, 2015.

Cloris & Ronald Torrey,	)	
	)	
v.	)	<b><u>File No. GC-2015-0111</u></b>
	)	
Laclede Gas Company,	)	
	)	
Respondent.	)	

**ORDER DISMISSING COMPLAINT  
WITHOUT PREJUDICE**

Issue Date: April 29, 2015

Effective Date: May 29, 2015

Cloris and Ronald Torrey (Complainants) filed a complaint challenging Laclede Gas Company's request to enter their home in order to perform a safety inspection. Laclede filed a motion to dismiss the complaint. In its motion, Laclede informed the Commission that the complaint has been settled.<sup>1</sup> The Commission directed Complainants to file a statement by April 17, 2015, with the Commission verifying Laclede's information. Complainants failed to respond to the Commission's order.

Under Commission rule 4 CSR 240-2.116(3), a party may be dismissed from a complaint for failing to respond to a Commission order. Complainants have failed to respond to the Commission's order directing them to file a statement of whether this complaint has been settled. The Commission will therefore dismiss this complaint

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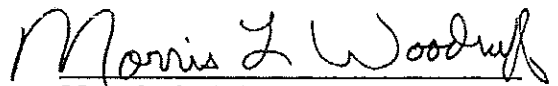
<sup>1</sup> *Laclede Gas Company's Notice of Satisfaction of Complaint and Motion to Dismiss Complaint*. Filed February 3, 2015.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 29<sup>th</sup> of April 2015.

  
Morris L. Woodruff  
Secretary

**MISSOURI PUBLIC SERVICE COMMISSION**

**April 29, 2015**

**File/Case No. GC-2015-0111**

**Missouri Public Service  
Commission**

Office General Counsel  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**

Dustin Allison  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opc@psc.mo.gov

**Ronald Torrey**

Ronald Torrey  
9422 Westchester Drive  
St. Louis, MO 63136

**Cloris Torrey**

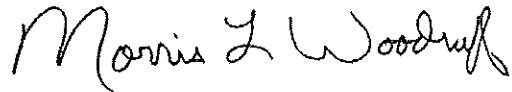
Cloris Torrey  
9422 Westchester Drive  
St. Louis, MO 63136

**Laclede Gas Company**

Rick E Zucker  
700 Market Street, 6th Floor  
St. Louis, MO 63101  
rick.zucker@thelacledegroup.com

***Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).***

***Sincerely,***



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.