

GEORGE E. GODAT 12/13/2021

Page 1		Page 3	
1	BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI	1	Exhibit 13 Spire Missouri Schedule of 261
2		2	Rates and Charges
3	Constellation NewEnergy-Gas ) Division, LLC, )	3	Exhibit 14 Clearwater notice of 283
4	Complainants, )	4	deposition
5	vs. ) Case No. ) GC-2021-0315	5	Exhibit 15 Clearwater complaint 322
6	Spire Missouri, Inc. and its ) operating unit Spire Missouri West, )	6	
7	Respondents. )	7	(The original exhibits were retained by the court
8	Symmetry Energy Solutions, LLC. )	8	reporter to be attached to the original and copies
9	Complainants, )	9	of the transcript.)
10	vs. ) Case No. )	10	
11	GC-2021-0316	11	
12	Spire Missouri, Inc. and its ) operating unit Spire Missouri West, )	12	
13	Respondents. )	13	
14	Clearwater Enterprises, LLC. )	14	
15	Complainants, )	15	
16	vs. ) Case No. )	16	
17	GC-2021-0353	17	
18	Spire Missouri, Inc. and its ) operating unit Spire Missouri West, )	18	
19	Respondents. )	19	
20	VIDEO-RECORDED DEPOSITION OF GEORGE E. GODAT	20	
21	(Corporate Representative of Spire Missouri, Inc. and its operating unit Spire Missouri West)	21	
22	TAKEN ON BEHALF OF THE COMPLAINANTS	22	
23	DECEMBER 13, 2021	23	
24	(Starting time of the deposition: 8:08 a.m.)	24	
25		25	
Page 2		Page 4	
1	I N D E X	1	VIDEO-RECORDED DEPOSITION OF GEORGE E. GODAT
2	QUESTIONS BY: PAGE	2	as the Corporate Representative of Spire Missouri,
3	MR. BAUER 13	3	Inc. and its operating unit Spire Missouri West,
4	MR. HOWELL 146	4	produced, sworn and examined on December 13, 2021,
5	MS. BELL 284	5	between the hours of eight o'clock in the forenoon
6	MR. BAUER 337	6	and eight o'clock in the evening of that day, at the
7		7	offices of Dowd Bennett LLP, 7733 Forsyth Blvd.,
8	E X H I B I T S	8	19th Floor, St. Louis, Missouri 63105, before
9	EXHIBIT PAGE	9	William L. DeVries, a Certified Court Reporter (MO),
10	Exhibit 1 Notice of deposition 16	10	Registered Diplomate Reporter, and Certified
11	Exhibit 2A Binder 1 of materials 93	11	Realtime Reporter, in certain causes now pending
12	Exhibit 2B Binder 2 of materials 93	12	before the Public Service Commission of the State of
13	Exhibit 3 2-17-21 Spire correspondence 112	13	Missouri, between Constellation NewEnergy-Gas
14	Exhibit 4 PowerPoint presentation 129	14	Division, LLC; Symmetry Energy Solutions, LLC;
15	Exhibit 5 Murray & Trettel document 130	15	and Clearwater Enterprises, LLC, Complainants, vs.
16	Exhibit 6 9-9-21 e-mail chain 131	16	Spire Missouri, Inc. and its operating unit Spire
17	Exhibit 7 2-29-21 e-mail chain 135	17	Missouri West, Respondents; taken on behalf of the
18	Exhibit 8 MOW Transportation Comms 136	18	Complainants.
19	2-17-21	19	
20	Exhibit 9 2-10-21 Payne e-mail 138	20	
21	Exhibit 10 2-17-21 e-mail chain 139	21	
22	Exhibit 11 2-24-21 Spire letter to 140	22	
23	Symmetry	23	
24	Exhibit 12 Constellation notice of 226	24	
25	deposition	25	

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1 **all of the documents that Symmetry has requested?**  
 2 A. Yeah, I mean, it's my understanding  
 3 based on this letter that **Spire's produced all the**  
 4 **documents that Symmetry has requested.** Like I say,  
 5 I haven't -- I haven't personally been responsible  
 6 for collecting all the documents, so I would say  
 7 it's Spire's position that the documents that  
 8 Symmetry has requested have been collected and  
 9 turned over.  
 10 MR. GORE: And I'm -- and I'm going to  
 11 object to the questioning as vague and calls for  
 12 legal conclusion. You switched terms. You switched  
 13 from responsive to requested, which are two  
 14 different things legally, which this witness is not  
 15 a lawyer.  
 16 **Q. (By Mr. Bauer) Do you have an**  
 17 **understanding of the difference between responsive**  
 18 **and requested? I'm not sure your counsel and I are**  
 19 **thinking about the same words.**  
 20 A. Yeah. Could you explain what you're  
 21 talking about in context of?  
 22 **Q. Yeah, sure. I mean, my question is --**  
 23 **I'll take a step back. Symmetry requested a bunch**  
 24 **of documents from Spire in this case. My question**  
 25 **to -- to you is after seeing this letter, it says**

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1 **(quote as read):**  
 2 **Spire has no additional responsive**  
 3 **documents to produce at this time.**  
 4 **And my question is have you guys**  
 5 **produced all the documents that we requested or do**  
 6 **you know? And that's all I'm trying to find out**  
 7 **here.**  
 8 MR. GORE: I'm going to object, vague,  
 9 calls for legal conclusion. If you want me to say  
 10 more, I will. Go ahead. You can answer.  
 11 A. Yeah, to the best of my knowledge based  
 12 on everything I reviewed here, Spire's position is  
 13 that they've turned over all the documents that --  
 14 that Symmetry has requested and have been responsive  
 15 to the questions that Symmetry has asked.  
 16 **Q. (By Mr. Bauer) And your basis for that**  
 17 **testimony is -- is Mr. Aplington's letter. Anything**  
 18 **else?**  
 19 MR. GORE: I'm going to object, calls  
 20 for legal conclusion. You can answer.  
 21 A. Yeah, I would say -- I mean, based on  
 22 the letter and then just based on the data request  
 23 process is something that's -- that's something that  
 24 our -- Spire as a utility has to do a lot. So I  
 25 think the company in general is familiar with that

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1 process and goes above and beyond to try to be  
 2 responsive to data requests as they come in.  
 3 **Q. (By Mr. Bauer) Who is the person who's**  
 4 **in charge of the data response -- the data responses**  
 5 **at Spire?**  
 6 MR. GORE: I'm going to object, vague.  
 7 Are you talking about this case?  
 8 MR. BAUER: Yes.  
 9 A. It just depends on the topic. You  
 10 know, the folks that I mentioned that I had spoken  
 11 to I think provided information to the various  
 12 topics that were included in the questioning from --  
 13 from Symmetry.  
 14 **Q. (By Mr. Bauer) Are you aware of any**  
 15 **documents that were requested by Symmetry but have**  
 16 **been withheld by Spire?**  
 17 A. I am not.  
 18 **Q. Have you made any inquiry to -- to --**  
 19 **within Spire to know whether there were documents**  
 20 **that were requested by Symmetry that Spire is**  
 21 **withholding?**  
 22 A. I have not specifically asked that  
 23 question.  
 24 **Q. What did you do specifically to prepare**  
 25 **yourself to testify about this topic number one?**

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1 A. I reviewed the information that's in  
 2 the binder. I could run through -- it's all of the  
 3 information that was used to calculate the OFO  
 4 penalties. It was -- it was the invoices that  
 5 showed what our cost to gas was. It was the  
 6 imbalance calculations on the spreadsheets that  
 7 showed the nominated volumes versus actual volumes.  
 8 (Court reporter interruption.)  
 9 A. I reviewed all the Gas Daily pricing,  
 10 which is the -- the number that gets calculated in  
 11 the OFO penalty calculation. So I mean, I could --  
 12 I could go through every document here, but  
 13 basically reviewed the information that had been  
 14 turned over that was used to calculate the damage  
 15 calculations.  
 16 **Q. (By Mr. Bauer) Was there a time**  
 17 **related to the winter storm event that Spire sent a**  
 18 **request to its employees that they preserve any**  
 19 **documents related to the winter storm?**  
 20 A. Yes, I believe we had a retention  
 21 request from -- from inside counsel.  
 22 **Q. And when was that sent out?**  
 23 MR. GORE: I'm going to object, beyond  
 24 the scope of the notice. You can answer if you  
 25 know.

7 (Pages 25 to 28)

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1 to just pinpoint one -- one specific production  
 2 region because I think the Gas Daily documents that  
 3 are included in here, you know, give a good  
 4 explanation of how shortages in one market can  
 5 impact supply in another from that supply/demand  
 6 tug. So in general there was productions concerns  
 7 across the whole Midwest.  
 8 MR. GORE: And Steve, at this point  
 9 just for the purpose of -- so taking the deposition,  
 10 I'm going to give him another copy of the letter  
 11 because when he's looking at the topic, he can't see  
 12 the letter. So when you ask about these phrases, I  
 13 just think he needs to read it in context so he has  
 14 context for the phrase you're asking about.  
 15 MR. BAUER: Great idea.  
 16 MR. GORE: So you understand what's in  
 17 this topic is being taken out of that letter.  
 18 THE WITNESS: Oh, I got you.  
 19 MR. GORE: Okay.  
 20 THE WITNESS: Thank you.  
 21 **Q. (By Mr. Bauer) Okay. So still on --**  
 22 **still on topic A --**  
 23 MR. GORE: Can I just ask, can you take  
 24 a moment and find that language in the letter? I  
 25 just want to make sure you have the context as

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1 you're answering these questions. If you could  
 2 direct him, that might speed it up a bit, where that  
 3 phrase came from in the letter.  
 4 MR. BAUER: Okay. I thought you were  
 5 directing him just fine.  
 6 A. Yeah, I see it here.  
 7 **Q. (By Mr. Bauer) It's number three.**  
 8 A. Yes. I see it here now. Yeah, I think  
 9 it was -- it was the fear of what actually happened  
 10 was going to happen.  
 11 **Q. Let me ask you, when you were preparing**  
 12 **for this deposition, did you -- did you understand**  
 13 **that these topics that you were going to testify**  
 14 **came directly out of that letter from Mr. Aplington**  
 15 **or did you just, you know, determine that now?**  
 16 MR. GORE: I'm going to -- I'm going to  
 17 object, beyond the scope of the notice and --  
 18 A. I'm familiar with this document. I  
 19 didn't go through and try to specifically see if  
 20 information and different pieces of correspondence  
 21 tied exactly to what the questions were in this  
 22 document.  
 23 **Q. (By Mr. Bauer) Okay. Okay. So going**  
 24 **back to topic 2A (quote as read):**  
 25 **As a result gas markets were forecast**

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1 to become very short.  
 2 **Which forecasts is that referring to?**  
 3 **Like who's making the forecast?**  
 4 A. I mean, there's a lot of different  
 5 information out there. I think Gas Daily is one of  
 6 the best -- best sources. I think would you like  
 7 for me to direct you to where that says it in the  
 8 Gas Daily for the 12th?  
 9 **Q. No, no. I'm just asking who said it**  
 10 **and when. I mean, you don't have to point out the**  
 11 **exact document.**  
 12 **A. Yeah. It's a combination of**  
 13 **information that's in documents like Gas Daily along**  
 14 **with correspondence that -- that the gas supply team**  
 15 **was having with the upstream pipelines and**  
 16 **suppliers.**  
 17 **Q. And when did those forecasts come out**  
 18 **that made Spire believe that gas markets were going**  
 19 **to be very short?**  
 20 A. We were seeing the cold forecast coming  
 21 out of the weekend, but it was really the beginning  
 22 of that -- the week prior to going into the polar  
 23 vortex that it was really coming to light.  
 24 **Q. So is that the -- do you remember**  
 25 **dates?**

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1 A. 9th, 10th, 11th.  
 2 **Q. And --**  
 3 MR. GORE: Can you go ahead and say the  
 4 month just to be clear for the record.  
 5 A. Yeah, February 9th, 10th, 11th.  
 6 **Q. (By Mr. Bauer) Who at Spire is**  
 7 **involved with monitoring the gas market forecasts?**  
 8 **A. Justin Powers that runs gas supply,**  
 9 **he -- he monitors the forecasts and keeps track of**  
 10 **the upstream supply situation. Our gas control is**  
 11 **the one that actually puts the forecast out for what**  
 12 **our system demand is going to be.**  
 13 **Q. And the gas control reports to**  
 14 **Mr. Powers?**  
 15 A. It reports to me.  
 16 **Q. It reports to you?**  
 17 A. It does.  
 18 **Q. So who's in charge of gas control**  
 19 **again? I'm sorry if you told me and I have**  
 20 **forgotten the name.**  
 21 A. No, I don't. Alex Grewach is the name.  
 22 **Q. And who are the people that were**  
 23 **monitoring the gas market forecasts for Spire in**  
 24 **February 2021? Is it those two gentlemen?**  
 25 A. That would be our whole gas supply team

10 (Pages 37 to 40)

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1 and gas control. So Alex and his staff.  
 2 **Q. How do -- how do those groups**  
 3 **communicate with each other within Spire?**  
 4 MR. GORE: I'm going to object, vague.  
 5 You can answer.  
 6 A. Gas control actually sends the forecast  
 7 over showing what our -- excuse me -- based on the  
 8 temperature forecast what our system demand is going  
 9 to be, but in general they spend a lot of time on  
 10 phone conversations and situations like this.  
 11 **Q. (By Mr. Bauer) Were their documents**  
 12 **collected for this case?**  
 13 MR. GORE: I'm going to object, vague.  
 14 A. Yeah, I think that's a given.  
 15 **Q. (By Mr. Bauer) Meaning that -- I'll**  
 16 **respond. It was a vague question. I'll make it a**  
 17 **little tighter.**  
 18 **Were documents related to the winter**  
 19 **storm collected from the persons who were involved**  
 20 **in monitoring the gas market forecasts for Spire?**  
 21 A. They were.  
 22 MR. GORE: I'm going to object. I'll  
 23 object, vague. You can answer.  
 24 A. Okay. Yeah, they were.  
 25 **Q. (By Mr. Bauer) And were all the**

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1 **responsive documents from those groups produced to**  
 2 **us in this case?**  
 3 A. Like I mentioned before, it's my  
 4 understanding that if someone was asked to produce  
 5 documents, they produced the documents.  
 6 **Q. Now, do these folks in gas control, do**  
 7 **they have any means for communicating with each**  
 8 **other other than by telephone?**  
 9 A. They do. The forecasts that they send  
 10 out to gas supply, the forecast was actually one of  
 11 the documents that's included in this binder.  
 12 **Q. And do they communicate by -- by e-mail**  
 13 **or by some other way?**  
 14 A. Typically by e-mail.  
 15 **Q. In February 2021, were those folks**  
 16 **working remotely or were they on-site here at Spire?**  
 17 A. The controllers themselves were  
 18 on-site.  
 19 **Q. All right. Let's go to topic 2B,**  
 20 **please. Here it says (quote as read):**  
 21 **Spire reacted by initiating an OFO to**  
 22 **all marketers for the projected start**  
 23 **of the storm and short market.**  
 24 **It says initiating an OFO. What does**  
 25 **that entail?**

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1 MR. GORE: And George, I just instruct  
 2 you look at the letter and read it --  
 3 THE WITNESS: Yeah.  
 4 MR. GORE: -- in context of the letter  
 5 before you answer. Thank you.  
 6 A. Yeah. It's giving notice to the  
 7 marketers that we're in an OFO situation.  
 8 **Q. (By Mr. Bauer) And what is the purpose**  
 9 **of an OFO?**  
 10 A. It is to protect the integrity of our  
 11 system and it is to make sure that we stay in  
 12 compliance with our upstream pipelines.  
 13 **Q. Any other purposes?**  
 14 A. Yeah, it's basically since the utility  
 15 has no control over the supply that's -- that's  
 16 brought in to serve the marketers, it's to make sure  
 17 that the marketers are doing their part to bring  
 18 that supply in.  
 19 MS. BAIRD: I'm sorry, Steve, to  
 20 interrupt. This is Amy. I'm having a little  
 21 trouble hearing the witness. He keeps dropping his  
 22 voice a little. Can you guys make an effort,  
 23 please, to either get him closer or have him speak  
 24 up?  
 25 THE WITNESS: I'll try to speak up. I

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1 apologize.  
 2 MS. BAIRD: Thank you.  
 3 **Q. (By Mr. Bauer) Okay. So are there**  
 4 **procedures in place for Spire on when to declare an**  
 5 **OFO and when not to?**  
 6 A. Procedure-wise, I mean, there's a lot  
 7 of things that the utilities have to do to stay in  
 8 compliance with their tariff, and not everything is  
 9 written down in a formal procedure. So the tariff  
 10 itself is the guidepost for gas supply making the  
 11 decision to go into an OFO.  
 12 **Q. So Spire does not have any other**  
 13 **internal procedures related to whether or not to go**  
 14 **into an OFO; is that true?**  
 15 A. Yeah, we don't have a formal procedure  
 16 for that, correct.  
 17 **Q. Okay. So who was involved in the**  
 18 **decision whether to declare an OFO?**  
 19 MR. GORE: I'm going to object. Are  
 20 you -- vague. And I would just ask you to specify  
 21 whether you're talking about the present matter.  
 22 MR. BAUER: Absolutely right.  
 23 **Q. (By Mr. Bauer) Who was involved at --**  
 24 **at Spire in February of 2021 in deciding when and**  
 25 **whether to have an OFO?**

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1 12:30. We probably don't want to go much past  
 2 12:30.  
 3 MR. BAUER: I'm sorry, I thought it was  
 4 12:17, which is why I asked. Forget that. Okay.  
 5 Let's --  
 6 MR. GORE: Anywhere between 12 and  
 7 12:30 for lunch work for us. Does that work for  
 8 you, George?  
 9 THE WITNESS: Yes, sir.  
 10 MR. GORE: All right.  
 11 **Q. (By Mr. Bauer) Okay. Let's go back to**  
 12 **Exhibit 1 and topic number six. Okay. (Quote as**  
 13 **read):**  
 14 **The availability and use of storage gas**  
 15 **by Spire in February 2021 including any**  
 16 **decisions to draw from storage or to**  
 17 **sell gas to third parties.**  
 18 **I just want to make sure that in our**  
 19 **last discussions that I asked you the broad question**  
 20 **is, you know, did Spire sell any gas to third**  
 21 **parties in February 2021?**  
 22 A. We talked through the Atmos transaction  
 23 where we sold gas to -- storage gas to Atmos.  
 24 **Q. Anything else? Any other sales?**  
 25 A. I don't recall any other sale

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1 transactions. I'm trying to remember if -- on the  
 2 GSC -- yeah, I have to remember. There may have  
 3 been -- I'm trying to recall. **There may have been a**  
 4 **day or two on the weekend where we had a day where**  
 5 **we would have a little extra gas. I'd have to look**  
 6 **back, whether it was a party that -- to try to**  
 7 **minimize the daily purchase where we may have sold a**  
 8 **little bit back.**  
 9 **Q. And how is that analysis?**  
 10 A. It was minimal. Huh?  
 11 **Q. How was that analysis made at Spire?**  
 12 A. That's something Justin Powers and his  
 13 team would have been doing.  
 14 **Q. Okay. And anything else or is that it?**  
 15 A. I think the other thing -- you know, I  
 16 was thinking about it after we got out of here,  
 17 talking about this topic number six, talking about  
 18 the availability and use of storage gas. You know,  
 19 really I was thinking I probably should have  
 20 explained the -- the limitation -- the limitation  
 21 that we have on the Southern Star storage is the  
 22 tariff provision that ties your storage withdrawal  
 23 capability to the amount of flowing molecules that  
 24 you have, it's -- you know, it's a very unique  
 25 storage service.

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1 Most storage services allow you just to  
 2 pull from zero up to your MDQ on any given day.  
 3 Southern Star actually has a tariff provision where  
 4 only -- only two-thirds of your total gas being  
 5 delivered to your gate can be sourced from storage.  
 6 The other one-third has to be flowing supply. So as  
 7 we look at -- as gas supply looks at their risk  
 8 going into a period, you know, not only -- not only  
 9 are you worrying about that the flowing supply is  
 10 not going to show up, you also have to worry that  
 11 for every molecule that doesn't show up on the  
 12 flowing side you're losing two-thirds of your  
 13 capability on the storage side.  
 14 So I think, you know, that's something  
 15 that I didn't mention before. That even ties back  
 16 to the overall storage inventory where our -- our  
 17 concern during that period wasn't the overall  
 18 inventory. It was -- it was the flowing molecules  
 19 that we're going to have available to match up with  
 20 that one-third, two-third requirement to a city  
 21 gate.  
 22 **Q. Okay. So when during the winter storm**  
 23 **period did that become a factor in Spire's**  
 24 **decisions?**  
 25 A. I mean, it's just -- it's something

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1 that the gas supply team is well aware of and knows  
 2 of through the planning process. It's something  
 3 they would have known through the whole winter.  
 4 **Q. And did that factor into decisions by**  
 5 **Spire to purchase gas during that period of time?**  
 6 MR. GORE: I'm going to object, beyond  
 7 the scope of the notice unless you can point out to  
 8 me, but I don't think -- we're definitely not on the  
 9 topic we were on. So objection.  
 10 MR. BAUER: Yeah, I guess we're kind of  
 11 back to 2L, which is Spire purchasing and delivering  
 12 enough natural gas to cover.  
 13 MR. GORE: Objection, beyond the scope  
 14 of the notice.  
 15 MR. BAUER: Can you read the question  
 16 back? I've now forgotten it.  
 17 COURT REPORTER: Question: And did  
 18 that factor into decisions by Spire to purchase gas  
 19 during that period of time?  
 20 MR. GORE: Objection, beyond the scope  
 21 of the notice, vague.  
 22 A. Yeah, I mean, all the moving parts from  
 23 a gas supply perspective, I mean, Justin would have  
 24 to be the one that actually talked about the daily  
 25 decisions that he made, and that's where I keep

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1 (WHEREIN, Exhibit 4, PowerPoint  
 2 presentation, was marked for identification by the  
 3 Court Reporter.)  
 4 **Q. (By Mr. Bauer) Okay. We placed for**  
 5 **the witness Exhibit 4, which is – appears to be a**  
 6 **PowerPoint entitled Spire Missouri AO 2021-0264 cold**  
 7 **weather event workshop, March 23rd, 2021. Have you**  
 8 **seen this before, sir?**  
 9 A. Yes, sir.  
 10 **Q. Can you tell us what it is?**  
 11 A. It was a presentation that Spire  
 12 Missouri gave to the Commission and the Commission  
 13 staff in response to their inquiry around the cold  
 14 weather event.  
 15 MR. GORE: Let me just state for the  
 16 record this document and the transcript relating to  
 17 this presentation is located at tab four of the  
 18 binder and was reviewed by Mr. Godat in preparation  
 19 for his testimony today.  
 20 THE WITNESS: Yeah, that's correct.  
 21 **Q. (By Mr. Bauer) Who prepared this – or**  
 22 **who were the people that prepared this presentation?**  
 23 A. Mr. Weitzel presented it. I called  
 24 Mr. Weitzel to confirm that the information was  
 25 still correct to his knowledge, but I don't -- I

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1 don't know who prepared that presentation for Scott.  
 2 **Q. Remind me, I'm sure you told me what**  
 3 **Mr. Weitzel's title is?**  
 4 A. He was managing director of  
 5 regulatory -- you know what, I don't have his exact  
 6 title. I would have to get that for you.  
 7 **Q. Close enough.**  
 8 A. He's over regulatory for Spire  
 9 Missouri.  
 10 MR. GORE: I bet it's probably  
 11 referenced in the transcript if they wanted to look.  
 12 A. Yeah.  
 13 **Q. (By Mr. Bauer) You know what,**  
 14 **Mr. Godat, we don't have to burn time. I can look**  
 15 **that up myself too.**  
 16 A. Okay.  
 17 MR. BAUER: Let's mark this as  
 18 Exhibit 5, please.  
 19 (WHEREIN, Exhibit 5, Murray & Trettel  
 20 document, was marked for identification by the Court  
 21 Reporter.)  
 22 **Q. (By Mr. Bauer) Okay. We placed**  
 23 **Exhibit 5 in front of the witness. Sir, do you**  
 24 **recognize this?**  
 25 A. I do.

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1 **Q. What is it?**  
 2 A. That is the temperature forecast that  
 3 our gas control uses for estimating consumption.  
 4 **Q. And it's -- this is something that**  
 5 **Spire hires Murray & Trettel, Inc. to do. Are you**  
 6 **familiar with them?**  
 7 A. Yeah, it's our outside weather service  
 8 that we use.  
 9 **Q. Do you have more than one outside**  
 10 **weather service or is this the one that Spire uses?**  
 11 A. We use -- Spire uses other sources, but  
 12 Alex Grewach manages that relationship along with  
 13 Justin Powers, so I don't have the exact details.  
 14 **Q. Do you -- strike that.**  
 15 **How frequently does Murray and Trettel**  
 16 **provide meteorological forecasts to Spire?**  
 17 A. I don't know the exact timing. From my  
 18 recollection, there's at least a couple times a day,  
 19 but I would have to confirm that with Justin and  
 20 Alex.  
 21 MR. BAUER: Okay. Can we mark this as  
 22 the next exhibit?  
 23 THE WITNESS: This is also provided in  
 24 the binder. I can't think of the tab it's on.  
 25 (WHEREIN, Exhibit 6, 9-9-21 e-mail

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1 chain, was marked for identification by the Court  
 2 Reporter.)  
 3 **Q. (By Mr. Bauer) Okay. We placed**  
 4 **Exhibit 6 before the witness. At the top it says**  
 5 **September 9th, 2021 e-mail from Justin Powers to**  
 6 **Matt Aplington and Dean Cooper. That looks like**  
 7 **just a forward and below the meat of the e-mail is a**  
 8 **February 15th, 2021 e-mail from you. Have you seen**  
 9 **this before?**  
 10 A. Yes, sir.  
 11 **Q. Tell us what it is, please.**  
 12 A. We were -- yeah, we made quite a few  
 13 references to it here. I think Mr. Ap -- or  
 14 Mr. Weitzel representing his document. On the 15th  
 15 Southern Star was starting to experience pressure  
 16 loss down in the southwest part of our system in the  
 17 Joplin area, and we were getting very concerned that  
 18 we weren't going to have adequate supply to meet our  
 19 demand in that area. So we were putting everybody  
 20 on notice that we may end up in a position where  
 21 we're physically losing customers in that area. So  
 22 just getting everyone prepared, thinking about the  
 23 actions they may take.  
 24 **Q. And who within Spire discussed whether**  
 25 **this was a good idea to send this e-mail out?**

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1 A. So could you repeat the information  
 2 that you're -- that you're addressing when you're  
 3 asking how it's stored?  
 4 Q. Yes, sir. So what I'm trying to  
 5 understand is I'm trying to get a better picture of  
 6 Spire's systems with regard to data, okay? Just  
 7 that's the umbrella of what I'm looking at.  
 8 A. Okay.  
 9 Q. And what I am trying to figure out is  
 10 you told me about videoconferencing and chat stuff,  
 11 and what I -- what I am trying to find out now is  
 12 with regard to, you know, documents that might be  
 13 created in the ordinary course of business, like gas  
 14 purchase and sale documents or transaction  
 15 confirmations or nominations. Is all of that data,  
 16 is it stored on a server somewhere? Is it stored on  
 17 a shared file site? Where does that normally get  
 18 saved to?  
 19 A. You know what, I have not personally  
 20 looked at that structure since -- since taking my  
 21 current role. There is a gas supply folder that I'm  
 22 aware of on our -- on our system that I would assume  
 23 houses most of those documents.  
 24 Q. And is there also like an e-mail server  
 25 or multiple servers perhaps that maintain the Spire

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1 e-mail system?  
 2 A. We do -- as far as I know, we're all  
 3 part of the same system.  
 4 Q. Okay. Are there databases that you  
 5 either use or oversee with respect to the gas  
 6 purchasing and gas control arms of Spire?  
 7 A. Yes. We have -- we have a database  
 8 that all of our purchase and sales are housed in,  
 9 and that -- my -- my group maintains those.  
 10 Q. Anything else --  
 11 A. It's basically --  
 12 (Court reporter interruption.)  
 13 A. Yeah, I say it's basically a deal  
 14 capture system that's used for reconciliations and  
 15 for transaction confirmations. We do -- we do also  
 16 have a portfolio that's maintained on a daily basis  
 17 that's used to just manage our overall supply.  
 18 Q. (By Mr. Howell) Could you explain?  
 19 A. It's just a computation of what our  
 20 expected send-outs are and what the supplies are  
 21 coming into the gate and what the storage activity  
 22 would be.  
 23 Q. And what's that called?  
 24 A. You know, I don't know the exact name  
 25 for it off the top of my head.

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1 Q. Do you -- do you call it anything or is  
 2 that a report that you receive on a daily basis or  
 3 is it something just available to you?  
 4 A. Yeah, it gets sent out, gas portfolio  
 5 maybe. Like I say, I don't recall the name off the  
 6 top of my head.  
 7 Q. And you said it gets sent out?  
 8 (Court reporter interruption.)  
 9 MR. GORE: I just instructed the  
 10 witness that when you can't recall, please don't  
 11 speculate.  
 12 THE WITNESS: Okay.  
 13 Q. (By Mr. Howell) To whom is it sent  
 14 from and to who is it sent to?  
 15 A. The scheduler for Spire Missouri sends  
 16 it -- I'd have to look at the distribution list.  
 17 It's for the Spire Missouri employees.  
 18 Q. And who is the scheduler?  
 19 A. Greg Hayes is the scheduler for Spire  
 20 Missouri West.  
 21 Q. Do -- does Spire use the ICE platform  
 22 to purchase and sell gas, natural gas?  
 23 A. Spire does have an account with ICE,  
 24 correct.  
 25 Q. Okay. And during February 2021 did

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1 Spire purchase gas using the ICE platform?  
 2 A. Yeah, it was a combination of ICE and  
 3 then physical transactions, you know, phone-to-phone  
 4 transactions.  
 5 MR. GORE: And if I can just interject  
 6 for the record, I think this is clear, but when  
 7 we're using the term Spire, we're referring to Spire  
 8 Missouri, Inc. I assume, and that if you're going to  
 9 refer to a different Spire entity you would specify  
 10 that.  
 11 MR. HOWELL: Okay. I think that's a  
 12 great point, Mr. Gore.  
 13 Q. (By Mr. Howell) Whenever I use the  
 14 term Spire, Mr. Godat, I am intending to refer to  
 15 Spire Missouri. You are -- you are an officer of  
 16 Spire Missouri, correct?  
 17 A. I am.  
 18 Q. All right. Just assume that for the  
 19 rest of my deposition of you that when I refer to  
 20 Spire I'm referring to Spire Missouri, and -- unless  
 21 I add an additional name, such as Spire Marketing or  
 22 Spire, Inc. Is that fair?  
 23 A. Yes, sir.  
 24 Q. All right. During the month of  
 25 February 2021, I believe you were saying that Spire,

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1 that is Spire Missouri, used ICE as well as  
 2 phone-to-phone – phone-based physical purchases of  
 3 natural gas, correct?  
 4 A. That's correct.  
 5 Q. Okay. Do – do Spire's traders use ICE  
 6 Chat to facilitate the purchases of natural gas for  
 7 its system?  
 8 A. I know they have the ICE Chat feature.  
 9 I'm not sure how often they use the ICE Chat versus  
 10 using phone to phone.  
 11 Q. Prior to taking on your current role,  
 12 were you a natural gas trader?  
 13 A. I was prior to 2018 when I came to the  
 14 gas supply group.  
 15 Q. How were the purchases documented?  
 16 Whether they're – whether they're purchased, you  
 17 know, through the ICE system or by phone, how were  
 18 they documented?  
 19 A. They're just kept on a daily trade  
 20 sheet that documents the counterparty and the price.  
 21 Q. Okay. And then are those trade –  
 22 trade sheets reconciled at the end of the month to  
 23 invoice whichever party is obligated to pay?  
 24 A. Yeah, there is – there is an internal  
 25 I guess documentation process that verifies that the

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1 Q. (By Mr. Howell) Are the purchases and  
 2 sales between Spire and Spire Marketing conducted  
 3 via ICE, via phone, or some other method for  
 4 February 2021?  
 5 A. I don't know which method those were  
 6 performed under.  
 7 Q. Who would know?  
 8 A. Justin Powers and his team.  
 9 Q. Are the transactions between Spire and  
 10 Spire Marketing documented in the same way as for  
 11 other counterparties?  
 12 MR. GORE: Objection, foundation,  
 13 vague. You can answer if you understand.  
 14 A. Yeah, it's my understanding that  
 15 they're captured in the same trade sheet and tied  
 16 out in the same gas management system.  
 17 Q. (By Mr. Howell) You mentioned Justin a  
 18 number of times. Does he have a limit on – on his  
 19 transaction authority or is there a certain  
 20 threshold above which his transactions require your  
 21 supervision or approval?  
 22 A. He does not.  
 23 Q. So presumably he could go out and  
 24 buy – if it necessitated it a billion dollars worth  
 25 of gas and he would have authority to do that

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1 information that's being invoiced from our third  
 2 parties and that we're invoicing is correct.  
 3 Q. And what is that system or process?  
 4 A. I don't understand your question. I'm  
 5 sorry.  
 6 Q. Yes, sir. Mr. Godat, you indicated  
 7 that there's an internal system or an internal  
 8 process that is used to verify that information.  
 9 Does that have a name or is that – does that have  
 10 a – could you describe that in greater detail?  
 11 A. It's just the reconciliation process,  
 12 making sure the documents tie out. I don't know  
 13 that there's an official name for that process.  
 14 Q. And who is in charge of the  
 15 reconciliation process?  
 16 A. Justin Powers and his team.  
 17 MR. GORE: If I can just interject for  
 18 one second, is there a way we can get the frame  
 19 tighter where we're not picking up the people?  
 20 We're getting people out in the hallway. And I'm  
 21 sure that if you played it you could probably frame  
 22 that out, but I would rather not have it in there.  
 23 Thank you.  
 24 MR. HOWELL: Okay to proceed, Mr. Gore?  
 25 MR. GORE: Yeah.

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1 without approval from anyone else within Spire?  
 2 MR. GORE: Objection, beyond the scope  
 3 of the notice, improper foundation, improper  
 4 hypothetical. Mr. Godat is not testifying as an  
 5 expert witness. You can -- you can answer.  
 6 A. There's -- we do not have a formal  
 7 limit on his ability to manage supply on a daily  
 8 basis, but having said that, if they reached that  
 9 level that's not to say there wouldn't be some  
 10 conversation about it.  
 11 Q. (By Mr. Howell) You indicated earlier  
 12 in questioning by Mr. Bauer that you were aware of  
 13 and participated in conversations with Justin Powers  
 14 related to a sale of natural gas that Spire owned  
 15 that was in storage to Atmos, correct?  
 16 A. That's correct.  
 17 Q. Were there any other natural gas  
 18 purchases and sales during the February 10th through  
 19 20th period in which you were personally involved?  
 20 A. Not that I recall.  
 21 Q. Were there any other natural gas  
 22 purchases and sales that you participated in  
 23 approving?  
 24 A. Not that I recall.  
 25 Q. Does Mr. Power – Powers have the



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1 follow-ups based on what you just said. First,  
 2 isn't it true that Spire Missouri's finances are  
 3 reported through Spire, Inc.?  
 4 MR. GORE: I'm going to object, vague.  
 5 A. Yeah, I mean, I couldn't tell the exact  
 6 details of how they're reported, but we're part of  
 7 Spire, Inc.  
 8 **Q. (By Mr. Howell) Isn't it also true**  
 9 **that Spire Marketing is part of Spire, Inc.?**  
 10 MR. GORE: I'm going to object, beyond  
 11 the scope of the notice, beyond this witness's  
 12 qualified area of testimony since you were seeking  
 13 information about Spire Marketing, Inc., improper --  
 14 MR. HOWELL: You can answer.  
 15 MR. GORE: -- improper corporate  
 16 representative testimony. You can -- you can  
 17 answer.  
 18 A. They're a part of Spire, Inc.  
 19 **Q. (By Mr. Howell) What diligence did**  
 20 **Spire Missouri do to know that Spire Missouri could**  
 21 **not buy the same natural gas -- the same volume of**  
 22 **natural gas for a lower price from a third party**  
 23 **that is not Spire Marketing?**  
 24 MR. GORE: I'm going to -- I'm going to  
 25 object, foundation, and again object to counsel's

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1 characterization of Spire Marketing. You can  
 2 answer.  
 3 A. I mean, if you look at -- if you look  
 4 at the detail that we provided -- you remember the  
 5 tab that shows the Spire Marketing correspondence?  
 6 MR. GORE: Is it -- is it -- Richard,  
 7 do you want me to help out the witness when he's  
 8 looking for documents or not? Your call.  
 9 MR. HOWELL: I mean, if -- you can help  
 10 point him to a particular document.  
 11 MR. GORE: Yeah, you're looking for  
 12 documents that we believe are under tab 20.  
 13 A. Yeah, if you look at tab 20, it  
 14 actually shows the Spire Marketing pricing versus  
 15 the Southern Star index. We feel like some of  
 16 the -- some of the cheapest prices that we got  
 17 during that period were from Spire Marketing. I  
 18 think we were --  
 19 **Q. (By Mr. Howell) Would you --**  
 20 **A. Yeah. We feel like they were well**  
 21 **below market. We tried to indicate that here on the**  
 22 **sheet. If they were -- if they were -- if they were**  
 23 **trying to gouge or if we were trying to make a**  
 24 **windfall, then they wouldn't have sold us gas that**  
 25 **was way under market.**

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1 **Q. All right. Would you go back to tab --**  
 2 **Exhibit 2, tab 1C, which was the GSC schedule we**  
 3 **were just looking at?**  
 4 A. Okay.  
 5 **Q. And if you would turn to gas day 12.**  
 6 A. Okay.  
 7 **Q. And here looking at transaction**  
 8 **1008835, is it correct that this references a**  
 9 **purchase from Spire Marketing at a price of \$45.19?**  
 10 A. That's correct.  
 11 **Q. And it's also true that except for one**  
 12 **purchase from Tenaska for a purchase price of \$124,**  
 13 **actually that has a volume of zero. Do you see**  
 14 **that?**  
 15 A. I do.  
 16 **Q. So a volume of zero would indicate that**  
 17 **a purchase actually did not occur or that volumes**  
 18 **were not delivered to us, correct?**  
 19 A. I would say that's correct.  
 20 **Q. All right. So we can ignore that \$124**  
 21 **transaction because there were no volumes associated**  
 22 **with it. Is it true that all of the transactions**  
 23 **for gas day 12 were -- were between a purchase price**  
 24 **of seven dollars and 70.5 cents and \$46.78?**  
 25 A. That appears to be correct.

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1 **Q. And so with that information do you**  
 2 **want to change your answer with respect to Spire**  
 3 **Marketing's purchase being a below market purchase?**  
 4 MR. GORE: I'm going to object, vague.  
 5 I don't know what testimony you're referencing when  
 6 you say does he want to change it.  
 7 MR. HOWELL: Mr. Gore, first, with  
 8 regard to that objection, I think the witness can  
 9 answer the question, and second, he made a statement  
 10 when he was referencing tab 20 that his analysis or  
 11 Spire's analysis suggested that the purchases from  
 12 Spire Marketing were, you know, at or below market.  
 13 And the testimony is what it is, but I have a  
 14 specific question with respect to gas day 12, and  
 15 I'd like the witness's answer.  
 16 A. Yeah, I would say -- go ahead.  
 17 MR. GORE: I object, vague, but I think  
 18 that additional explanation may give you enough to  
 19 answer it.  
 20 A. I still stand by my comment that it was  
 21 at or below market. You can see on here pretty much  
 22 all the daily transactions were -- were within a few  
 23 cents of one another. Spire Marketing actually  
 24 being one of the lowest of those. The range wasn't  
 25 as big that day, but it was definitely still at or

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1 **that limitation was specific to Southern Star; is**  
 2 **that correct?**  
 3 MR. GORE: I'm going to object to that  
 4 restatement of his testimony. The record will speak  
 5 for itself.  
 6 A. The contract that was in question  
 7 around the Atmos transaction was the Southern Star  
 8 storage contract.  
 9 **Q. (By Ms. Bell) Uh-huh.**  
 10 A. So my reference to the limitation was  
 11 tied to the Southern Star contract that was involved  
 12 in the Atmos transaction.  
 13 **Q. Okay. So you offered storage gas to**  
 14 **Atmos as part of that transaction, correct?**  
 15 A. We did an inventory transfer with  
 16 Atmos.  
 17 **Q. Did you offer that storage gas to any**  
 18 **of the gas marketers when you understood they were**  
 19 **unable to meet supply?**  
 20 A. I couldn't tell you if Justin had  
 21 conversations with marketers about that. I don't --  
 22 I'm not sure -- yeah, I'm not sure if marketers even  
 23 hold storage contracts.  
 24 **Q. Did you --**  
 25 A. The conversation -- yeah, like I say,

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1 it was -- it was the utility that had come to us  
 2 because their marketer had mismanaged their storage  
 3 and they were in dire straits and inquired about the  
 4 transaction for -- with us, so it wasn't -- it  
 5 wasn't something that we were out soliciting at the  
 6 time.  
 7 **Q. So you were aware that Atmos was low on**  
 8 **supply, correct?**  
 9 A. They had reached out to Justin  
 10 concerned that they were -- their storage inventory  
 11 was depleted and they were going to be susceptible  
 12 to OFO penalties.  
 13 **Q. And were you also aware that the gas**  
 14 **marketers were potentially short on supply?**  
 15 A. At that time we did not know -- we did  
 16 not know the inventory levels of anybody else that  
 17 held storage on the Southern Star system on an  
 18 individual basis.  
 19 **Q. Okay. And the two-thirds, one-third**  
 20 **rule, does that apply to storage on Southern Star**  
 21 **only?**  
 22 MR. GORE: I'm going to object, vague.  
 23 A. It definitely applies to Southern Star.  
 24 Southern Star is the only one -- is the only tariff  
 25 that I'm aware of that has that requirement.

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1 **Q. (By Ms. Bell) Did you have access to**  
 2 **any other storage?**  
 3 A. We do have a small piece of storage on  
 4 Panhandle Eastern that's used to balance those -- I  
 5 think I had talked through earlier that we had a  
 6 small delivery point off of Panhandle and that  
 7 volume is used to balance deliveries that are  
 8 directly connected to the Panhandle system.  
 9 **Q. Mr. Bauer had asked you about any other**  
 10 **sales of gas, and I believe you had said there may**  
 11 **have been a day on the weekend where you sold some.**  
 12 **Can you say more about that?**  
 13 MR. GORE: I'm going to object, vague  
 14 as to the reference to the prior testimony. You can  
 15 answer to the extent you follow the question.  
 16 A. Yeah, I don't -- I don't recall  
 17 reviewing any transactions in here. I just vaguely  
 18 remember Justin saying that -- that there were a  
 19 couple days where in order to -- I'm pretty sure it  
 20 was over the long weekend where he was having to  
 21 transact for four days where when the demand was  
 22 down he was just trying to recoup some of the costs  
 23 of the supply that he had bought -- he had bought on  
 24 a day when he may not need it.  
 25 And I think at that time there was -- I

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1 don't know if it was one of the counterparties that  
 2 he was working with that had helped him out on the  
 3 supply side where he sold them gas a couple  
 4 different ways.  
 5 **Q. (By Ms. Bell) So who would those --**  
 6 **who would he have been selling to?**  
 7 A. I would have to get the detail as I  
 8 recall, though I'm pretty sure it was Tenaska.  
 9 **Q. And do you have any idea what the**  
 10 **volume of those sales would be?**  
 11 A. I do not recall off the top of my head.  
 12 **Q. You had indicated that -- sorry.**  
 13 MR. GORE: Ms. Bell, we really are  
 14 going to need to take a break. We've been going  
 15 about an hour and it's, you know, 5:30. As you get  
 16 later in the evening I think an hour is the  
 17 reasonable amount of time to go without a break.  
 18 MS. BELL: Sure. I think I have two  
 19 more questions on storage. Could I finish those and  
 20 then --  
 21 MR. GORE: Sure.  
 22 MS. BELL: Thank you.  
 23 **Q. (By Ms. Bell) You had said that Atmos**  
 24 **had come to you because the marketer had mismanaged**  
 25 **their storage. Who is this marketer for Atmos?**

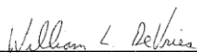
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1 I don't think that would be proper 30(b)(6)  
 2 corporate representative testimony. I don't think  
 3 we're required to do that.  
 4 MR. BAUER: Okay. Well, my comment  
 5 stands.  
 6 MR. GORE: And with that being said, we  
 7 don't have any questions. So I understand  
 8 Mr. Bauer's point about not saying that this  
 9 30(b)(6) -- or this corporate representative  
 10 deposition is closed, but we don't have any  
 11 questions to ask today. So I guess we're done for  
 12 now.  
 13 VIDEOGRAPHER: Off the record,  
 14 7:04 p.m.  
 15 (WHEREIN, the deposition was concluded  
 16 at 7:04 p.m.)  
 17  
 18  
 19  
 20  
 21  
 22  
 23  
 24  
 25

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1 Alaris Litigation Services  
 2 711 North Eleventh Street  
 3 St. Louis, Missouri 63101  
 4 (314) 644-2191  
 5  
 6 December 14, 2021  
 7 Mr. Gabriel Gore  
 8 Dowd Bennett LLP  
 9 7733 Forsyth Blvd., 19th Floor  
 10 St. Louis, Missouri 63105  
 11 (314) 889-7300  
 12 ggore@dowdclaw.net  
 13  
 14 In Re: Constellation NewEnergy-Gas Division, LLC;  
 15 Symmetry Energy Solutions, LLC;  
 16 and Clearwater Enterprises, LLC, Complainants, vs.  
 17 Spire Missouri, Inc. and its operating unit Spire  
 18 Missouri West, Respondents  
 19  
 20 Dear Mr. Gore:  
 21  
 22 Please find enclosed your copy of the deposition of  
 23 GEORGE E. GODAT taken on December 13, 2021 in the  
 24 above-referenced case. Also enclosed is the  
 25 original signature page and errata sheets.  
 Please have the witness read your copy of the  
 transcript, indicate any changes and/or corrections  
 desired on the errata sheets, and sign the signature  
 page before a notary public.  
 Please return the errata sheets and notarized  
 signature page to Alaris Litigation Services, 711  
 North Eleventh Street, St. Louis, Missouri 63101 for  
 filing prior to trial date.  
 Thank you for your attention to this matter.  
 Sincerely,  
 William L. DeVries, CCR(MO)/RDR/CRR  
 Enclosures

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1 CERTIFICATE OF REPORTER  
 2  
 3 I, William L. DeVries, a Certified  
 4 Court Reporter (MO), Registered Diplomat Reporter,  
 5 and a Certified Realtime Reporter, do hereby certify  
 6 that the witness whose testimony appears in the  
 7 foregoing deposition was duly sworn by me pursuant  
 8 to Section 492.010 RSMo; that the testimony of said  
 9 witness was taken by me to the best of my ability  
 10 and thereafter reduced to typewriting under my  
 11 direction; that I am neither counsel for, related  
 12 to, nor employed by any of the parties to the action  
 13 in which this deposition was taken, and further that  
 14 I am not a relative or employee of any attorney or  
 15 counsel employed by the parties thereto, nor  
 16 financially or otherwise interested in the outcome  
 17 of the action.  
 18  
 19  
 20   
 21 Certified Court Reporter  
 22 within and for the State of Missouri  
 23  
 24  
 25

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1 WITNESS ERRATA SHEET  
 2 Witness Name: GEORGE E. GODAT  
 3 Case Name: Constellation NewEnergy-Gas Division,  
 4 LLC; Symmetry Energy Solutions, LLC;  
 5 and Clearwater Enterprises, LLC, Complainants, vs.  
 6 Spire Missouri, Inc. and its operating unit Spire  
 7 Missouri West, Respondents  
 8 Date Taken: December 13, 2021  
 9  
 10 Page # \_\_\_\_\_ Line # \_\_\_\_\_  
 11 Should Read: \_\_\_\_\_  
 12 Reason for Change: \_\_\_\_\_  
 13  
 14 Page # \_\_\_\_\_ Line # \_\_\_\_\_  
 15 Should Read: \_\_\_\_\_  
 16 Reason for Change: \_\_\_\_\_  
 17  
 18 Page # \_\_\_\_\_ Line # \_\_\_\_\_  
 19 Should Read: \_\_\_\_\_  
 20 Reason for Change: \_\_\_\_\_  
 21  
 22 Page # \_\_\_\_\_ Line # \_\_\_\_\_  
 23 Should Read: \_\_\_\_\_  
 24 Reason for Change: \_\_\_\_\_  
 25 Witness Signature: \_\_\_\_\_

86 (Pages 341 to 344)