

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

In the Matter of the Verified Application)	
and Petition of Liberty Energy (Midstates))	
Corp. d/b/a Liberty Utilities to Change Its)	Case No. GO-2014-0006
Infrastructure System Replacement)	
Surcharge.)	

**PUBLIC COUNSEL’S MOTION FOR
ORDER DIRECTING RECONCILIATION**

COMES NOW the Missouri Office of the Public Counsel (OPC) and for its Motion for Order Directing Reconciliation, states:

1. The Commission’s October 16, 2013, *Report and Order* (“Order”) granted Liberty Utilities’ petition to change its Infrastructure System Replacement Surcharge (ISRS). Public Counsel filed an Application for Rehearing on October 25, 2013, and the Commission denied rehearing on November 13, 2013.

2. Public Counsel intends to appeal the Commission’s Order to the Court of Appeals – Western District, pursuant to Section 386.510 RSMo, which requires appellants to file “a copy of the reconciliation required by subsection 4 of section 386.420.” Subsection 4 of Section 386.420 RSMo states in part:

In any proceeding resulting in the establishment of new rates for a public utility that is not classified as a price-cap or competitive company, the commission shall cause to be prepared, with the assistance of the parties to such proceeding, and shall approve, after allowing the parties a reasonable opportunity to provide written input, a detailed reconciliation containing the dollar value and rate or charge impact of each contested issue decided by the commission, and the customer class billing determinants used by the commission to calculate the rates and charges approved by the commission in such proceeding. Such information shall be sufficient to permit a reviewing court and the commission on remand from a reviewing court to determine how the public utility's rates and charges, including the rates and charges for each customer class, would need to be temporarily and, if applicable,

permanently adjusted to provide customers or the public utility with any monetary relief that may be due in accordance with the procedures set forth in section 386.520. In the event there is any dispute over the value of a particular issue or the correctness of a billing determinant, the commission shall also include in the reconciliation a quantification of the dollar value and rate or charge impact associated with the dispute.

3. The Order resulted in the establishment of new rates for a public utility company that is not a price cap regulated company, and therefore the Commission is required to cause to be prepared the reconciliation as described above. Accordingly, Public Counsel respectfully requests an order from the Commission directing its Staff to prepare the required reconciliation.

4. Public Counsel's appeal must be filed by December 13, 2013 pursuant to Section 386.510 RSMo. Public Counsel respectfully requests that the reconciliation be filed no later than December 11, 2013.

WHEREFORE, the Office of the Public Counsel respectfully requests an order directing its Staff to file the reconciliation.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

By: /s/ Marc D. Poston

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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 19th day of November 2013:

/s/ Marc Poston
