

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

In the Matter the Application of The Empire)
District Gas Company d/b/a Liberty for a)
Certificate of Convenience and Necessity to)
Construct, Install, Own, Operate, Maintain,)
and Otherwise Control and Manage a Natural)
Gas Distribution System in and Around Platte)
County, Missouri as an Expansion of its)
Existing Certified Areas)

File No.: GA-2023-0110

**MOTION FOR EXTENSION OF TIME
TO RESPOND TO APPLICATION FOR REHEARING**

COMES NOW, the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Motion for Extension of Time to Respond to Application for Rehearing* filed by Spire Missouri, Inc. (“Spire”), states as follows:

1. On September 21, 2022, The Empire District Gas Company d/b/a Liberty (hereafter “EDG” or “the Company”) filed an application requesting a Certificate of Convenience and Necessity (CCN) to construct, install, own, operate, maintain, and otherwise control and manage a natural gas distribution system to provide natural gas service in and around Platte County, Missouri as a further expansion of its existing certified area, and Request for Waiver from the notice provisions of Commission Rule 20 CSR 4240.4.017(1).

2. On September 22, 2022, the Commission issued an *Order and Notice* directing notice of the application and setting a deadline for interested parties to intervene. No intervention requests were received.

3. The Commission then issued an *Order Directing Filing* directing Staff to file a recommendation regarding the Company's application. Staff filed its Recommendation on January 9, 2023, and recommended the Commission grant the certificate, subject to certain enumerated conditions. No party responded to the Staff's Recommendations.

4. On January 25, 2023, the Commission entered an *Order Granting Certificate of Convenience and Necessity* to EDG "as more particularly described in its application and Staff Recommendation." The *Order*, which became effective February 24, 2023, required EDG to, among other things, file an updated tariff sheet incorporating the requested sections for Platte County.

5. On January 26, 2023, EDG filed a Tariff No. YG-2023-0136 to implement the Commission's January 25, 2023 *Order Granting Certificate of Convenience and Necessity*. The Commission approved Tariff No. YG-2023-0136 and ordered it to become effective on February 25, 2023.

6. On February 24, 2023, Spire filed its *Application for Rehearing*, pursuant to 20 CSR 4240-2.160 and § 386.500, RSMo.

7. Since filing its *Application for Rehearing*, Spire, EDG, and Staff have held discussions amongst themselves and internally in an effort to resolve the various issues raised by Spire's *Application for Rehearing*.

8. In order to provide sufficient time to conduct meetings with the parties, analyze newly acquired data and information from EDG and Spire, and discuss a possible resolution of this matter, Staff requests all parties be granted an additional 30 days in which to complete and file their responses to Spire's *Application for Rehearing*. That being said, Staff will endeavor to complete its review prior to any newly-established filing date.

9. Counsel for EDG and Spire have been contacted regarding this motion and neither party objects to the granting of an extension of time in this matter.

10. This motion is made in the interest of justice and without the intent to unreasonably delay or hinder these proceedings in any manner.

WHEREFORE, Staff respectfully submits this *Motion for Extension of Time to Respond to Application for Rehearing* filed by Spire for the Commission's consideration and prays the Commission grant all parties, including Staff, an additional 30 days within which to file its response in this matter; and to grant such other and further relief as the Commission considers just and reasonable in the circumstances.

Respectfully submitted,

/s/ Carolyn H. Kerr

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 10th day of March, 2023, to all counsel of record.

/s/ Carolyn H. Kerr