

**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 ) **File No. GA-2023-0110**  
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 )

**SECOND 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 *Second 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. The Commission 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.

3. On January 25, 2023, the Commission entered an *Order Granting Certificate of Convenience and Necessity*. 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.

4. 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.

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

6. 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*.

7. This is the second *Motion for Extension of Time to Respond to Application for Rehearing* filed in this case, the first one being filed on March 10, 2023, and granted until April 12, 2023, as the parties continue to work towards a mutually agreeable resolution of the issues raised in Spire's' *Application for Rehearing*.

8. In order to provide sufficient time to conduct meetings with the parties and finalize a possible resolution of this matter, Staff requests all parties be granted an additional 30 days in which to complete and file their responses in this case. 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 *Second 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 April, 2023, to all counsel of record.

**/s/ Carolyn H. Kerr**