

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

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

**ORDER DIRECTING FILING**

Issue Date: August 11, 2015

Effective Date: August 11, 2015

The Commission’s Report and Order resolving Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities’ ISRS filing has been reversed on appeal by the Missouri Supreme Court. The Supreme Court’s mandate remanding that case to the Commission for further proceedings was issued on August 3, 2015.

The Supreme Court’s mandate requires the Commission to adjust the amount Liberty Utilities was allowed to recover in its 2014 ISRS case to comply with the court’s decision. The way to do that is by adjusting the amount the company will be allowed to recover in its pending 2015 ISRS filing<sup>1</sup> to account for its over-collection during the earlier period. In a Joint Motion to Consolidate Cases filed on August 10, the parties indicated Liberty Utilities is truing up the amount previously set aside in a regulatory liability account to reflect the additional time period of recovery from the date of the partial stipulation and agreement in the company’s recent rate case - in which that regulatory liability account was established - until the ISRS surcharge was zeroed out at the conclusion of the rate case.

It appears that this 2014 ISRS case can be resolved by issuing an order directing that the company’s trued-up over-collection be returned to customers by an appropriate

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<sup>1</sup> File No. GO-2015-0350.

adjustment to the 2015 ISRS. To make such an order possible, the Commission will direct Liberty Utilities to file its calculation of the trued-up amount of over-collection that should be refunded to ratepayers as a result of the Supreme Court's reversal of the Commission's earlier order. The other parties will then be given an opportunity to respond to Liberty Utilities' filing.

**THE COMMISSION ORDERS THAT:**

1. No later than August 18, 2015, Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities shall file its calculation of the trued-up amount of over-collection that should be refunded to ratepayers as a result of the Supreme Court's reversal of the Commission's earlier order.
2. Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities may request additional time to file its calculation if necessary.
3. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Morris L. Woodruff, Chief Regulatory  
Law Judge, by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 11<sup>th</sup> day of August, 2015.