

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) **Tariff No. YG-2014-0004**
System Replacement Surcharge.)

ORDER ESTABLISHING PROCEDURAL SCHEDULE AND OTHER PROCEDURAL REQUIREMENTS

Issue Date: September 13, 2013

Effective Date: September 13, 2013

On July 2, 2013, Liberty Energy (Midstates) Corp. d/b/a Liberty Utilities (“Liberty”) filed an application with the Missouri Public Service Commission (“Commission”) under Sections 393.1009, 393.1012 and 393.1015, RSMo Supp. 2012, requesting that the Commission authorize the company to establish an Infrastructure System Replacement Surcharge for numerous gas utility plant projects. On September 10, 2013, the Commission scheduled an evidentiary hearing and directed the parties to file a proposed procedural schedule.

On September 12, 2013, the parties jointly filed a proposed procedural schedule. The Commission will adopt most of the proposals and order additional procedural requirements. The due date for post-hearing briefs has been changed to provide sufficient time for the Commissioners to review and consider the issues.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

Date	Event
Sept. 17, 2013	Conference call to discuss issues list
Sept. 19, 2013	List of Issues, List and Order of Witnesses, Order of Cross-Examination, Order of Opening Statements
Sept. 20, 2013	Simultaneous Testimony or Updated Report-all parties
Sept. 24, 2013	Position Statements

Date	Event
Sept. 26-27, 2013	Evidentiary Hearing
Sept. 30, 2013	Expedited transcripts
Oct. 4, 2013	Simultaneous post-hearing briefs

2. The parties shall comply with the following additional procedural requirements:

- A. All parties shall provide copies of testimony (including schedules), exhibits and pleadings to other counsel by electronic means and in electronic form essentially concurrently with the filing of such testimony, exhibits or pleadings where the information is available in electronic format. Parties shall not be required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- B. Workpapers that were prepared in the course of developing a witness' direct or rebuttal testimony should not be filed with the Commission but should be submitted to each party within 2 business days following the filing of the particular testimony without further request. Workpapers prepared in the course of developing a witness' surrebuttal and true-up should be submitted to each party simultaneously with the filing of testimony, unless a party has indicated it does not want to receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information should be appropriately marked. Since workpapers for certain parties may be voluminous and generally not all parties are interested in receiving workpapers or a complete set of workpapers, a party shall be relieved of providing workpapers to those parties indicating that they are not interested in receiving workpapers or a complete set of workpapers. Counsel shall undertake to advise other counsel within the time period for providing workpapers if the sponsored witness has no workpapers related to the round of testimony.
- C. Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs, if available in the original format, the party providing the workpaper or response shall provide this type of information in that original format with formulas intact.
- D. All filings made through the Commission's Electronic Filing and Information System (EFIS) will be timely filed if filed before midnight on the date the filing is due. Documents filed in EFIS are

considered properly served by serving the same on counsel of record for all other parties via e-mail essentially contemporaneously with the EFIS filing.

- E. Testimony shall be prefiled as defined in Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.
- F. The parties shall agree upon and Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, the order of party cross-examination for each witness, and the order of opening statements. The list of issues shall be stated with particularity. If the parties are unable to agree to an issues list, each party shall file a separate issues list.
- G. Each party shall file a simple and concise statement summarizing its position on each disputed issue.
- H. All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the unresolved issues that the parties believe require decision by the Commission.
- I. All parties shall bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it must bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.
- J. The parties shall pre-number their hearing exhibits sequentially with individual party designation, as follows by example:
 - a.) Liberty Exhibit No. 1, Liberty Exhibit No. 2, Liberty Exhibit No. 3, etc.
 - b.) OPC Exhibit No. 1, OPC Exhibit No. 2, OPC Exhibit No. 3, etc.
 - c.) Staff Exhibit No. 1, Staff Exhibit No. 2, Staff Exhibit No. 3, etc.
- K. Each party shall prepare a comprehensive exhibit list before the evidentiary hearing with the listed exhibits numbered sequentially as directed in paragraph J. Copies of the exhibit lists shall be provided to the Commissioners and the Regulatory Law Judge at least two days prior to the hearing and to the Court Reporter at the beginning of the hearing.

7. This order shall become effective immediately upon issuance.



BY THE COMMISSION

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

Morris L. Woodruff
Secretary

Michael Bushmann, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 13th day of September, 2013.