

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Spire)
Missouri Inc. d/b/a Spire for a Variance of)
its Tariff Rules and Regulations for Resale)
of Natural Gas)

File No. GE-2023-0393

ORDER GRANTING INTERVENTION

Issue Date: July 13, 2023

Effective Date: July 13, 2023

On May 19, 2023,¹ Spire Missouri Inc. d/b/a Spire filed an application requesting a variance from the Resale Provision of its Tariff Rules and Regulations. The variance would be limited to a specific situation in the newly constructed terminal at Kansas City International Airport (KCI), which is owned by the City of Kansas City, Missouri (Kansas City). The Commission provided notice of Spire's application and set a deadline of June 21, for applications to intervene.

On June 30, Kansas City late-filed its intervention request. Kansas City stated it is interested in the impact of any decisions in this proceeding as it pertains to KCI on behalf of itself, its residents, businesses or visitors, whose interests, and Kansas City's may be affected by a final decision in this case.

Kansas City also stated it believes its participation in the matter will be important to the other parties and would assist the Commission in any deliberations on the subject matter. Further, Kansas City stated its intervention is in the public interest as Spire's variance request is for Kansas City facilities, and directly impacts Kansas City.

¹ All dates refer to 2023.

Spire's application stated, "[Kansas] City intends to continue utilizing this arrangement as a master meter operator and intends to install submetering for each concessionaire for the resale of natural gas at no markup and for the tracking of natural gas usage."² The application continued, "[Kansas] City, as the operator of the KCI master meter, understands that it will be subject to the Commission's Rules on safety and reporting, including 20 CSR 4240-40.020 and 20 CSR 4240-40.030, as well as the Pipeline and Hazardous Materials Safety Administration's ("PHMSA") safety and reporting rules, as may be applicable."³

Applications to intervene are governed by Commission Rule 20 CSR 4240-2.075, which in subsection (3) requires either: a showing of an interest different than that of the general public which may be adversely affected by a final order; or a showing that granting the intervention would serve the public interest. Late-filed applications are addressed in subsection (10), which provides in part, "Motions to intervene...filed after the intervention date may be granted upon a showing of good cause."

Ten days were allowed for responses to Kansas City's intervention request, per Commission Rule 20 CSR 4240-2.080(13), but no responses or objections were received. Therefore, the Commission will consider the request unopposed.

The Commission finds that Kansas City has interests which are different from that of the general public and also finds that allowing it to intervene will serve the public interest. The Commission also finds good cause shown in that Kansas City is a necessary party to this action as it will likely be tasked with certain safety requirements related to

² *Verified Application for Variance of Spire Missouri Inc.'s Tariff Rules and Regulations and For Waiver from 60-Day Notice Rule*, filed May 19, 2023, para. 11.

³ *Verified Application for Variance of Spire Missouri Inc.'s Tariff Rules and Regulations and For Waiver from 60-Day Notice Rule*, filed May 19, 2023, para. 15.

gas distribution. Therefore, in accordance with Commission Rule 20 CSR 4240-2.075(3) and (10), the Commission will grant the application to intervene.

THE COMMISSION ORDERS THAT:

1. The intervention request of Kansas City is granted.
2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell". The signature is written in a cursive, flowing style.

Nancy Dippell
Secretary

Charles Hatcher, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 13th day of July, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 13th day of July, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 13, 2023

File/Case No. GE-2023-0393

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.