

In the Matter of:
Missouri Propane Gas Association
v.
Summit Natural Gas of Missouri

GC-2016-0083 VOL. 2

January 18, 2018



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THE PUBLIC SERVICE COMMISSION

STATE OF MISSOURI

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference
January 18, 2018
Jefferson City, Missouri
Volume 2

Missouri Propane Gas)	
Association,)	
)	
Complainant,)	
vs.)	File No. GC-2016-0083
)	
Summit Natural Gas of)	
Missouri, Inc.,)	
)	
Respondent.)	

KIM S. BURTON, Presiding
SENIOR REGULATORY LAW JUDGE

REPORTED BY:
Angie D. Threlkeld, CCR
TIGER COURT REPORTING, LLC

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A P P E A R A N C E S

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FOR: Public Service Commission

1 JUDGE BURTON: Let's go ahead and go on the
2 record in Missouri Propane Gas Association, Complainant
3 versus Summit Natural Gas of Missouri, Inc., Respondent,
4 in File Number GC-2016-0083. Today is January 18th,
5 2018. The time is approximately 10:00 a.m. The
6 Commission has set this time for a prehearing conference.

7 And at this time I would ask the parties to
8 enter their appearance. On behalf of the Missouri
9 Propane Gas Association.

10 MR. JARRETT: Yes, for Missouri Propane Gas
11 Association, I'm Terry Jarrett from Healy Law Offices,
12 LLC.

13 JUDGE BURTON: Thank you.

14 On behalf of Summit Natural Gas of Missouri,
15 Inc.

16 MR. MILLS: Thank you, Judge. Appearing on
17 behalf of Summit Natural Gas, Lewis Mills from the law
18 firm Bryan Cave. My address is 221 Bolivar, Jefferson
19 City, Missouri 65101.

20 JUDGE BURTON: The Staff of the Missouri
21 Public Service Commission.

22 MR. KEEVIL: Yes. Appearing on behalf of
23 staff of the Missouri Public Service Commission, Jeff
24 Keevil. Address 200 Madison Street, Jeff City, Missouri
25 65101.

1 JUDGE BURTON: All right. And I don't think
2 there are any other parties present.

3 At this time I would ask everyone to take out
4 their calendars, and let's just look for times for oral
5 argument, if that will work, because I don't believe we
6 have other issues in dispute.

7 Why don't the parties give me a month, and I
8 will tell you why a lot of those dates aren't available.
9 We'll start from there.

10 MR. MILLS: Judge, I think we could probably
11 be ready for oral argument fairly quickly, but probably
12 not still in January.

13 JUDGE BURTON: I'm looking --

14 MR. JARRETT: Yeah, February sometime?

15 JUDGE BURTON: I'm looking at February. And
16 if this looks right to me, other than one day, on the
17 6th, I have -- it looks -- it appears to be open
18 February 4th through 10th and February 11th through 17th.

19 So let me ask: How does Valentine's Day
20 sound for the parties? If that's too inconvenient, we
21 also have February 13th or -- I'd prefer not to push it
22 back to February 4th through 10th because we have four
23 days of local public hearings around the state for
24 Missouri-American, and a lot of commissioners will be
25 gone. So that might make it difficult for them to review

1 and prepare. Otherwise, we have the 19th in February.

2 MR. MILLS: Are you suggesting the 14th or
3 the 19th?

4 JUDGE BURTON: 14th, 19th, or 13th.

5 MR. KEEVIL: Judge, let me ask two quick dumb
6 questions. Number one, what is it that you're talking
7 about arguing? And, number two, isn't there something --
8 I was thinking there was something going on the 14th.
9 But are you just showing the hearings? You may not have
10 the filings. I may be thinking of a filing.

11 JUDGE BURTON: You might be thinking of a
12 filing. I just have the judges' calendar.

13 MR. KEEVIL: So what --

14 JUDGE BURTON: This would just be oral
15 arguments.

16 MR. KEEVIL: On the motions?

17 JUDGE BURTON: Yes.

18 MR. KEEVIL: Just limited to the motions?

19 JUDGE BURTON: Yes.

20 MR. KEEVIL: Okay.

21 MR. JARRETT: I can make either one of those
22 work, the 14th or the 19th. 19th would be preferable,
23 but I can make it work.

24 MR. MILLS: Either of those, pending checking
25 with my client.

1 JUDGE BURTON: Are there any conflicts with
2 the 13th as a potential date?

3 MR. MILLS: Not that I know of.

4 MR. JARRETT: None for me either.

5 JUDGE BURTON: How about this -- because that
6 might potentially be a conflict with some of the
7 commissioners for Valentine's Day being in here, and I
8 know some other commissioners prefer not to have the
9 hearing on a Monday, if avoidable. So why don't I talk
10 to the commissioners and see if they have a preference
11 for the 13th, 14th, or 19th? And if you would talk to
12 your clients to see if those days work, and I will just
13 send out an email today.

14 MR. JARRETT: Okay.

15 JUDGE BURTON: So we can get that down, and
16 then get that scheduled today.

17 MR. JARRETT: Sure.

18 JUDGE BURTON: Will that work --

19 MR. MILLS: Yeah.

20 JUDGE BURTON: -- Mr. Mills?

21 Okay. Is there anything else?

22 MR. JARRETT: Yeah, I just want to -- you
23 know, I know we'll be arguing the dispositive motion that
24 Summit had filed, which could or could not dispose the
25 case. But I would assume that once that motion has been

1 ruled on and if it's ruled on so that we're moving
2 forward with the case moving toward hearing that we could
3 sit down and come up with a procedural schedule to get
4 something scheduled for hearing and --

5 JUDGE BURTON: That would be fine. That
6 would be fine with me.

7 MR. JARRETT: Okay.

8 JUDGE BURTON: Okay. If the parties would
9 like to go ahead and review to potentially submit -- I
10 don't know if it's jumping the gun or not -- with a
11 proposed schedule with that in mind, that would be fine.
12 If you want to have a little more time to see how things
13 go in February, we can address that after the hearing.

14 MR. MILLS: From my perspective, it makes
15 more sense. Because obviously if the Commission grants
16 the motion for summary determination, we're done.

17 JUDGE BURTON: Right.

18 MR. MILLS: We don't need to schedule.

19 JUDGE BURTON: Okay. All right. Is there
20 anything else we need to address while we're on the
21 record?

22 All right. Well, thank you very much. We
23 will conclude today's hearing. I hope everyone has a
24 nice day. And I will send out that email after I've
25 talked to the parties.

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And, Mr. Mills, I'd ask you to just let us know if there's a conflict that you know with your client.

MR. MILLS: I can find that out this morning.

JUDGE BURTON: Okay. Great. Thank you, everyone.

MR. MILLS: Thank you.

(Off the record.)

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CERTIFICATE OF REPORTER

I, Angie D. Threlkeld, a Certified Court Reporter, CCR No. 1382, the officer before whom the foregoing hearing was taken, do hereby certify that the foregoing hearing was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this hearing was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.



Angie D. Threlkeld, CCR

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