

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

In the Matter of the Application of Spire Missouri )  
Inc. to Change its Infrastructure System ) **File No. GO-2020-0229**  
Replacement Surcharge in its Spire Missouri )  
East Service Territory )

In the Matter of the Application of Spire Missouri )  
Inc. to Change its Infrastructure System ) **File No. GO-2020-0230**  
Replacement Surcharge in its Spire Missouri )  
West Service Territory )

**MOTION TO REJECT TARIFF SHEETS CONTAINED IN  
APPLICATION APPENDICES FOR FAILURE TO COMPLY WITH  
COMMISSION RULES 20 CSR 4240-40.085(3) & (4)**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Motion to Reject Tariff Sheets Contained in Application Appendices For Failure to Comply With Commission Rules 20 CSR 4240-40.085(3) & (4)* ("Motion"), states as follows:

1. On February 3, 2020, Spire filed the above-captioned ISRS applications for its Spire East and Spire West service territories.

2. Both page 8, paragraph 15 of Spire East's Application and page 9, paragraph 16 of Spire West's Application state "*Attached hereto as Appendix A - Schedule 18 is the rate schedule proposed by Spire [East / West] in order to change its ISRS and to provide for the adjustment of its rates and charges to reflect recovery of eligible infrastructure costs. This proposed rate schedule, on an annualized basis, will produce ISRS revenues of....*"

3. A review of the Appendices attached to both Applications shows the following deficiencies:

- There is no marked “Appendix A - Schedule 18” contained in the attached Appendices of the Spire East and Spire West Applications.
- Sandwiched between “Appendix A - Schedule 17” and “Appendix B – Schedule 1” are live tariff sheets (hereafter “Tariff Sheets” attached hereto and incorporated by reference):
  - For Spire East: P.S.C. MO. No. 7 Fifth Revised Sheet No. 12, Cancelling P.S.C. MO. No. 7 Fourth Revised Sheet No. 12
  - For Spire West: P.S.C. MO. No. 8 Fifth Revised Sheet No. 12, Cancelling P.S.C. MO. No. 8 Fourth Revised Sheet No. 12
- The Tariff Sheets show a February 3, 2020 date of issue and a March 4, 2020 effective date.
- The Tariff Sheets are issued by: Scott A. Weitzel, Managing Director, Regulatory & Legislative Affairs, Spire Missouri Inc., St. Louis, MO 63101
- There are no markings or labels to show that the Tariff Sheets are intended to be “specimen” or “exemplar” tariff sheets and nothing shows the Tariff Sheets are a part of the Spire East and Spire West Applications. Adding to the confusion, the narrative explanations in the Applications refer only to rate schedules and do not refer to specific Tariff Sheets.
- The Tariff Sheets do not have an assigned Tariff File Number in the Commission’s Electronic Filing Information System (EFIS).

- The Tariff Sheets do not have a transmittal letter attached to them as required by Commission Rule 20 CSR 4240-40.085(3) and do not have a brief summary of the proposed changes in rates as required by Commission Rule 20 CSR 4240-40.085(4).

4. Both Spire East and Spire West Tariff Sheets, though they are buried in the Appendices, have the appearance of legitimate tariff sheet filings. Spire's practice of inserting what appears to be legitimate, "non-specimen" tariff sheets in the appendices of ISRS applications is confusing and creates the possibility that the Tariff Sheets could go into effect by operation of law.

5. In previous Spire ISRS cases GO-2019-0356 (Spire East) and GO-2019-0357 (Spire West), Spire similarly filed confusing tariff sheets in the appendices of its applications. The Commission, on its own, assumed the filed tariff sheets were "exemplar" tariff sheets even though there were no markings on those tariff sheets to indicate they were intended for exemplar purposes. The Commission also pointed out "*...Spire Missouri did not file a tariff sheet accompanied by a cover letter with a summary of the proposed change in accordance with Commission Rule 4 CSR 240-40.085(4)...*"<sup>1</sup> [rule re-labelled 20 CSR 4240-40.085(4)]

**WHEREFORE**, for the above stated reasons, Staff prays the Commission accept its Motion and issue an order rejecting the Tariff Sheets filed in the appendices of the Spire East and Spire West applications, or in the alternative, issue an order that

---

<sup>1</sup> See Spire East Case No. GO-2019-0356 (EFIS Item No. 7) and Spire West Case No. GO-2019-0357 (EFIS Item No. 6), *Notice of Deficiency and Order Directing Compliance with 4 CSR 240-40.085 and Granting Waiver of 30-Day Effective Date*, issued July 17, 2019.

recognizes the Tariff Sheets contained in the appendices to be “exemplar” tariff sheets only, and order any other relief just in the circumstances.

Respectfully submitted,

**/s/ Robert S. Berlin**

Robert S. Berlin

Deputy Staff Counsel

Missouri Bar No. 51709

(573) 526-7779 (Telephone)

(573) 751-9285 (Fax)

[bob.berlin@psc.mo.gov](mailto:bob.berlin@psc.mo.gov)

Attorney for the Staff of the

Missouri Public Service Commission

P. O. Box 360

Jefferson City, MO 65102

### **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 11<sup>th</sup> day of February, 2020, to all counsel of record.

**/s/ Robert S. Berlin**

P.S.C. MO. No. 7

CANCELLING

P.S.C. MO. No. 7

Fifth Revised

Fourth Revised

SHEET No. 12

SHEET No. 12

Spire Missouri Inc. d/b/a/ Spire

For: Spire Missouri East

---

---

**INFRASTRUCTURE SYSTEM REPLACEMENT SURCHARGE**  
**ISRS**

Description: The ISRS is designed to recover the costs associated with the Company's eligible infrastructure replacements in accordance with the provisions of Sections 393.1009 to 393.1015, RSMo.

Applicability: In addition to the other charges provided for in the Company's tariff, a monthly ISRS shall be added to each customer's bill for service rendered on and after the effective date of the ISRS.

Schedule of Surcharges: The amount of the ISRS by rate schedule is as follows:

Residential Service (RG)	\$ 2.84
Small General Gas Service (SGS)	\$ 4.52
Large General Gas Service (LGS)	\$ 16.15
Large Volume Service (LV)	\$ 118.10
Unmetered Gas Light Service (SL)	\$ 0.78
Interruptible Service (IN)	\$ 108.17
General L.P. Gas Service (LP)	\$ 2.32
Vehicular Fuel Rate (VF)	\$ 3.02
Large Volume Transportation and Sales Service (LVTSS)	\$ 275.32

---

DATE OF ISSUE: February 3, 2020

DATE EFFECTIVE: March 4, 2020

ISSUED BY: Scott A. Weitzel, Managing Director, Regulatory & Legislative Affairs  
Spire Missouri Inc., St. Louis, MO. 63101

P.S.C. MO. No. 8  
CANCELLING

P.S.C. MO. No. 8

Fifth Revised  
Fourth Revised

SHEET No. 12  
SHEET No. 12

Spire Missouri Inc. d/b/a/ Spire

For: Spire Missouri West

---

**INFRASTRUCTURE SYSTEM REPLACEMENT SURCHARGE**  
**ISRS**

Description: Rate ISRS is designed to recover the costs associated with the Company's eligible infrastructure replacements in accordance with the provisions of sections 393.1009, 393.1012 and 393.1015, RSMo.

Applicability: Rate ISRS is applicable to each customer billing for service during the effectiveness of the ISRS rate element.

ISRS Rate Element: In addition to the other charges provided for in the Company's tariff, a monthly ISRS Rate Element shall be added to each bill for service on and after the effective date of the ISRS rate. The amount of the ISRS Rate Element, by customer class, is as follows:

Residential	\$3.16	per month	*
Small General Service	\$4.75	per month	*
Large General Service	\$20.59	per month	*
Large Volume Service	\$173.25	per month	*
Intrastate Transportation Service	\$173.25	per month	*

\* - indicates new rate

---

DATE OF ISSUE: February 3, 2020

DATE EFFECTIVE: March 4, 2020

ISSUED BY: Scott A. Weitzel, Managing Director, Regulatory & Legislative Affairs  
Spire Missouri Inc., St. Louis, MO. 63101