

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 16<sup>th</sup> day of September, 2015.

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 ESTABLISHING AMOUNT OF OVERCOLLECTION TO BE  
RETURNED TO RATEPAYERS**

Issue Date: September 16, 2015

Effective Date: September 26, 2015

The Commission's Report and Order resolving Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities' 2014 ISRS filing was reversed on appeal by the Missouri Supreme Court, and the mandate remanding that case to the Commission for further proceedings was issued on August 3, 2015. That 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.

In a stipulation and agreement approved by the Commission in Liberty Utilities' recent rate case – GR-2014-0152 – the company set aside \$111,149 in a regulated liability account to preserve money to refund ratepayers if the company did not prevail in the appeal to the Supreme Court. That stipulation and agreement also provided that the amount to be refunded would be trued-up to reflect the additional period of recovery from the date of the stipulation and agreement until the ISRS surcharge was zeroed-out at the conclusion of the rate case. On August 18, Liberty Utilities filed a pleading indicating it has calculated the trued-up refund to be \$128,832.

The Commission directed that any party wishing to respond to Liberty Utilities' calculation of the trued-up refund do so by August 28. Public Counsel responded on August 27, indicating it does not object to Liberty Utilities' calculation of the trued-up refund. Staff responded on August 28, indicating its agreement with the calculated amount to be refunded. However, Staff further explained that the recovery would need to be apportioned among Liberty Utilities' three operating districts, and raised questions about how the refunds should be made.

On September 9, Liberty Utilities, Staff, and Public Counsel filed a joint pleading indicating their agreement on how the refunds should be made. The parties agree that Liberty Utilities shall refund \$128,832 to its customers. Of that total refund amount, \$9,650 shall be made to Liberty Utilities' West District (WEMO), \$44,849 to the Southeast District (SEMO), and \$74,333 to the Northeast District (NEMO). The refunds shall be made by means of a one-time ISRS bill credit to each customer, and shall be made in conjunction with the new ISRS rates resulting from the resolution of pending File No. GO-2015-0350. The initial notice sent to customers regarding the ISRS rates established in File No. GO-2015-0350 shall also reference the one-time bill credits. The one-time credits shall be reflected as a separate line-item on the customer bills.

Because this order is unopposed, the Commission will make this order effective in ten days.

**THE COMMISSION ORDERS THAT:**

1. Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities shall refund \$128,832 to its ratepayers as described in the body of this order.

2. This order shall be effective on September 26, 2015.
3. This file shall be closed on September 27, 2015.



**BY THE COMMISSION**

*Morris L. Woodruff*

Morris L. Woodruff  
Secretary

Hall, Chm., Stoll, Kenney, Rupp  
and Coleman, CC., concur.

Woodruff, Chief Regulatory Law Judge