

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

In the Matter of the Application of)
Laclede Gas Company to Change its)
Infrastructure System Replacement) Case No. GO-2016-0332
Surcharge in its Missouri Gas)
Energy Service Territory)

In the Matter of the Application of)
Laclede Gas Company to Change its)
Infrastructure System Replacement) Case No. GO-2016-0333
Surcharge in its Laclede Gas Service)
Territory)

**MOTION FOR RECONSIDERATION
OF PROCEDURAL REQUIREMENTS**

COMES NOW the Office of the Public Counsel (“OPC”) and for its Motion for Reconsideration of Procedural Requirements, states:

1. On December 15, 2016, the Commission issued its *Order Setting Procedural Schedule and Other Procedural Requirements* (“Order”). The Order establishes December 23, 2016 as the due date for filing rebuttal testimony.

2. The Order also sets the response time for data requests served after December 23, 2016 to 4 business days to provide the requested information, and 2 business days to object or notify that more than 4 business days will be needed to provide the requested information. The Order also states that data requests sent after 5:00 p.m. will be considered served on the next business day.

3. OPC requests reconsideration of the 4 business day response time to data requests following rebuttal testimony because it eliminates the possibility of

a party seeking discovery on another party's rebuttal testimony. The first business day after rebuttal testimony is December 27, 2016 due to the December 26, 2016 state holiday. Answers to any data requests issued on December 27, 2016 would be due on January 3, 2017, the day of the hearing.

4. The direct testimony filed by Laclede and the Staff did not address the issues raised by OPC. The 4-day response is harmful to OPC because it prevents OPC from an opportunity to seek discovery regarding the first and only round of testimony from Laclede or Staff addressing the issues of the case.

5. OPC requests a reconsideration of this procedural requirement, and further requests that the Commission amend the requirement from a 4 business day response time to a 3 business day response time.

WHEREFORE, the Office of the Public Counsel respectfully requests reconsideration of the Commission's Order.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

By: /s/ Marc D. Poston
Marc D. Poston (#45722)
Chief Deputy Counsel
PO Box 2230
Jefferson City MO 65102
(573) 751-5558
(573) 751-5562 FAX
marc.poston@ded.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 19th day of December 2016.

/s/ Marc Poston
