

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 18th day of May, 2023.

Bobby J. Armour,)	
)	
Complainant,)	
)	
v.)	<u>File No. GC-2023-0261</u>
)	
Spire Missouri, Inc. d/b/a Spire,)	
)	
Respondent.)	

ORDER SETTING PROCEDURAL SCHEDULE

Issue Date: May 18, 2023

Effective Date: May 18, 2023

On February 14, 2023,¹ Bobby J. Armour filed a complaint against Spire Missouri Inc., d/b/a Spire. On March 17, Spire filed its answer. On March 31, the Staff of the Commission (Staff) filed its recommendation. The Commission directed the parties to file a proposed procedural schedule. On May 4, Staff filed, on behalf of all the parties, a joint proposed procedural schedule.

As the parties have unanimously agreed, the Commission will adopt the proposed schedule unchanged except it will expand the due date for briefs to account for the filing of transcripts and time for the parties to prepare their briefs.

¹ All dates refer to 2023.

Pursuant to Commission Rule 20 CSR 4240-2.070(15)(E) the evidentiary hearing will be held in St. Louis at the Commission's Wainwright Offices which are within 30 miles of where the service was rendered.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

June 6, 2023	Settlement Conference
July 1, 2023	Last Day to Request Discovery
July 11, 2023	Direct Testimony (optional for Mr. Armour)
July 25, 2023	Rebuttal Testimony (Spire; optional for Complainant and Staff)
August 10, 2023	Stipulation of Undisputed Facts
August 11, 2023	List of Issues, Witnesses, and Exhibits ²
August 14, 2023	Evidentiary Hearing
September 18, 2023	Briefs Due

2. The Commission shall hold an evidentiary hearing on August 14, 2023. The hearing shall begin at 10:00 a.m. The hearing shall be held at the Commission's office at the Suite 105 of the Wainwright State Office Building, 111 N. 7th Street, St. Louis, MO 63101. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711, before the hearing.

² Staff shall consult with all parties and file this pleading.

3. Mr. Armour is unrepresented. With respect to direct testimony, the Commission may receive his complaint and other filings as his pre-filed testimony. He may present additional evidence by live testimony and exhibits as a part of his direct case. Spire shall prefile rebuttal testimony. Spire shall receive the same latitude accorded to Mr. Armour. Spire may present additional rebuttal evidence by live testimony and exhibits to rebut matters which might be first raised in the hearing and not covered in prefiled evidence.

4. The parties shall comply with the following procedures:

- (a) All parties must comply with the requirements of Commission Rule 20 CSR 4240-2.130 for prepared testimony, including the requirement that testimony be filed on line-numbered pages.
- (b) Although not all parties may agree upon how each issue should be described or on whether a listed issue is in fact a proper issue in this case, the parties shall agree upon and file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. The list of issues should be detailed enough to inform the Commission of each issue that must be resolved. The Commission will view any issue not contained in this list of issues as not requiring resolution by the Commission.
- (c) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 20 CSR 4240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.
- (d) If testimony or documents are prefiled and served upon the parties before a hearing, a party need only provide a copy of the testimony or document to the court reporter for marking as an exhibit. If not prefiled and served upon the parties, then a party who has a document marked for use at the hearing shall have sufficient copies of the document to provide a copy not only to the court reporter, but also to each of the Commissioners, the presiding officer, and counsel for each other party.

5. Exhibit numbers are assigned as follows:

1-99	Mr. Armour
100-199	Spire
200-299	Staff
300-399	Office of the Public Counsel ³

Exhibits shall be marked as set forth in Commission Rule 20 CSR 4240-2.135(10)(C); for example, “Exhibit 2” is public, whereas “Exhibit 2C” is the confidential version.

6. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in cursive script that reads "Nancy Dippell".

Nancy Dippell
Secretary

Rupp, Chm., Coleman, Holsman, and
Kolkmeier CC., concur.

Hatcher, Senior Regulatory Law Judge

³ The Public Counsel is entitled to participate in this case if it chooses pursuant to Section 386.710(2), RSMo (2016) and by Commission Rule 20 CSR 4240-2.010(10).

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 18th day of May, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

May 18, 2023

File/Case No. GC-2023-0261

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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.