

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 25th day of April, 2018.

In the Matter of the Spire Missouri, Inc.'s Request to Increase Its Revenues for Gas Service)
) **File No. GR-2017-0215**
)

In the Matter of the Spire Missouri Inc.'s Request to Increase Its Revenues for Gas Service)
) **File No. GR-2017-0216**
)

ORDER DENYING APPLICATIONS FOR REHEARING

Issue Date: April 25, 2018

Effective Date: April 25, 2018

On February 21, 2018, the Commission issued its initial Report and Order for this case. On March 2, 2018, the Commission received an application for rehearing from Spire Missouri Inc. (Spire) and a joint application for rehearing from Midwest Energy Consumers Group, Missouri Industrial Electric Consumers, the Consumers Council of Missouri, the City of St. Joseph, and the Office of the Public Counsel (collectively referred to as the "Consumer Parties"). The initial Report and Order became effective on March 3, 2018.

The Commission issued its Amended Report and Order on March 7, 2018. The Amended Report and Order replaced the initial Report and Order. The Amended Report and Order noted applications for rehearing would be due ten days from the issue date or on March 17, 2018. On March 16, 2018, Spire filed a timely application for rehearing of the Amended Report and Order. The Amended Report and Order became

effective on March 17, 2018. Because the Amended Report and Order supersedes the initial Report and Order, applications for rehearing of the initial Report and Order are no longer at issue and the Commission makes no ruling as to those applications.

Section 386.500.1, RSMo 2016, states that the Commission shall grant an application for rehearing if “in its judgment sufficient reason therefor be made to appear.” In the judgment of the Commission, Spire’s application for rehearing does not demonstrate sufficient reason to rehear the matter. The Commission will deny Spire’s application for rehearing of the Amended Report and Order.

On March 19, 2018, the Consumer Parties filed a Notice on Application for Rehearing¹ reiterating the arguments they made in their application for rehearing of the initial Report and Order. On March 30, 2018, the Office of the Public Counsel filed an Amended Application for Rehearing adding an additional issue for which it sought reconsideration and rehearing. Because the effective date of the Amended Report and Order was March 17, 2018, the Notice on Application for Rehearing and the Amended Application for Rehearing are not timely, and are denied.²

THE COMMISSION ORDERS THAT:

1. The application for rehearing filed by Spire Missouri Inc. on March 16, 2018 is denied.

¹ Although titled as a “Notice,” the Commission determines that this filing could be characterized as an application for rehearing and has treated it as such.

² Subsection 386.500.2, RSMo 2016, states, “No cause or action arising out of any order or decision of the commission shall accrue in any court to any corporation or the public counsel or person or public utility unless that party shall have made, before the effective date of such order or decision, application to the commission for a rehearing.” See also, *State ex. rel. Alton R. Co. v. PSC*, 155 S.W.2d 149 (Mo. 1941).

2. The Notice on Application for Rehearing filed by Midwest Energy Consumers Group, Missouri Industrial Electric Consumers, the Consumers Council of Missouri, the City of St. Joseph, and the Office of the Public Counsel is not a timely application for rehearing of the Amended Report and Order and is denied.

3. The Amended Application for Rehearing filed by the Office of the Public Counsel is not a timely application for rehearing of the Amended Report and Order and is denied.

3. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Hall, Chm., Kenney, Rupp, and
Silvey, CC., concur.
Coleman, C., absent.

Dippell, Senior Regulatory Law Judge

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 25th day of April 2018.**




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

April 25, 2018

File/Case No. GR-2017-0215 and GR-2017-0216

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
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.