

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

Symmetry Energy Solutions, LLC,)	
)	
Complainant,)	
)	
v.)	Case No. GC-2022-0062
)	
The Empire District Gas Company)	
d/b/a Liberty Utilities or Liberty,)	
)	
Respondent.)	

**UNANIMOUS JOINT MOTION TO AMEND
CERTAIN DEADLINES IN THE DECEMBER 8, 2021 ORDER SETTING A
PROCEDURAL SCHEDULE AND PROPOSED ORDER ADOPTING AMENDED
SCHEDULE**

Pursuant to 20 CSR 4240-2.090(6), Symmetry Energy Solutions, LLC, The Empire District Gas Company d/b/a Liberty Utilities or Liberty, the Office of Public Counsel and the Staff of the Missouri Public Service Commission (collectively, “the Parties”), respectfully request an Order from this Commission amending certain deadlines in the current procedural schedule in this case, to be replaced by the proposed amended schedule set forth herein.

Unanimous Joint Motion

On December 8, 2021, this Commission entered its Order Setting a Procedural Schedule and the Parties have diligently complied with that Order. On March 21-22, 2022, the Parties participated in a Settlement Conference and have reached a settlement in principle to resolve this matter. The Parties are presently cooperating to finalize and document such a settlement. In order to allow the Parties to focus on finalizing the settlement in principle, the Parties submit that it would be most efficient to extend certain upcoming deadlines in the current Procedural Schedule.

Therefore, for these good grounds, the Parties request this Commission enter an order adopting the Proposed Amended Schedule set forth herein.

Proposed Order Adopting Amended Schedule

For the good grounds set forth by the Parties in their Unanimous Joint Motion, the Commission orders that:

1. The Procedural Schedule established by the Commission's December 8, 2021 Order is

hereby amended as follows:

Direct Testimony by Symmetry (Response time to data requests changes to 10 calendar days and 5 calendar days to object or notify that more than 10 calendar days will be needed to provide the requested information)	-	April 29, 2022
Rebuttal Testimony by Liberty (Response time to data requests changes to 5 calendar days and 3 calendar days to object or notify that more than 5 calendar days will be needed to provide the requested information)	-	June 3, 2022
Motions for Summary Determination	-	June 17, 2022
Cross-Rebuttal Testimony by Staff and Public Counsel	-	June 28, 2022
Oppositions to Motions for Summary Determination	-	July 1, 2022
Surrebuttal Testimony by All Parties	-	July 5, 2022
List of Issues, Order of Witnesses, Order of Cross Examination & Order of Openings	-	July 7, 2022
Last Day to Serve Discovery	-	July 7, 2022
Statements of Position	-	July 13, 2022
Evidentiary Hearing	-	July 18-21, 2022, beginning each day at 8:30 a.m.
Initial Post-Hearing Briefs	-	August 10, 2022

2. This order shall be effective when issued.

WHEREFORE, the Parties unanimously and respectfully request that this Commission enter the Proposed Amended Schedule described herein and grant such other and further relief as is just and proper under the circumstances.

Respectfully submitted,

HEALY LAW OFFICES, LLC

By: /s/ Peggy A. Whipple
Peggy A. Whipple, #54758
Douglas L. Healy, #51630
Terry M. Jarrett, #45663 3010 E.
Battlefield, Suite A Springfield,
MO 65804
doug@healylawoffices.com
peggy@healylawoffices.com
terry@healylawoffices.com
Telephone: (417) 864-7018

By: /s/ Katherine A. Sawyer
Katherine A. Sawyer
California Bar No. 330412
katherine.sawyer@lw.com
Nathan M. Saper
California Bar No. 294492
nathan.saper@lw.com
355 South Grand Avenue #100
Los Angeles, California 90071
Telephone: (213) 485-1234

Nicholas J. Boyle
California Bar No. 2846491
Nicholas.boyle@lw.com
555 Eleventh Street NW, Suite 1000
Washington, D.C. 20004-1304

*Attorneys for Complainant Symmetry Energy
Solutions, LLC*

OFFICE OF THE PUBLIC COUNSEL

By: /s/ Marc D. Poston
Marc D. Poston (#45722)
Public Counsel
P. O. Box 2230
Jefferson City MO 65102
(573) 751-5318
(573) 751-5562 FAX
marc.poston@opc.mo.gov

MISSOURI PUBLIC SERVICE COMMISSION

By: /s/ Curtis Stokes
Curtis Stokes
Chief Deputy Counsel
Missouri Bar No. 59836
Attorney for the Staff of the Missouri
Public Service Commission
P.O. Box 360
Jefferson City, MO 65102
573-751-4227 (Voice)
573-751-7431 (Fax)
curtis.stokes@psc.mo.gov

THE EMPIRE DISTRICT GAS COMPANY d/b/a
LIBERTY UTILITIES OR LIBERTY

By: /s/ Elizabeth W. Whittle
Elizabeth W. Whittle (*Admitted Pro Hac Vice*)
NIXON PEABODY LLP
799 9th Street, N.W., Suite 500
Washington, D.C. 20001
(202) 585-8338
ewhittle@nixonpeabody.com
(202) 585-8721

By: /s/ Diana Carter
Diana Carter (MBE#50527)
Director, Legal Services 602 S. Joplin Avenue
Joplin, MO 64802
(417) 626-5976
Diana.Carter@libertyutilities.com

Counsel to The Empire District Gas Company

CERTIFICATE OF SERVICE

I hereby certify that on the 31st day of March 2022, a copy of the foregoing **Unanimous Joint Motion to Amend Certain Deadlines in the December 8, 2021 Order Setting a Procedural Schedule and Proposed Order Adopting Amended Schedule** has been served on all parties on the official service list for this matter via filing in the Commission's EFIS system and/or email.

/s/ Peggy A. Whipple

Peggy A. Whipple