

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

In the Matter of Spire Missouri Inc. d/b/a)	
Spire Missouri West Concerning a Natural)	
Gas Incident at 1106 Paseo Boulevard)	<u>File No. GS-2019-0015</u>
In Kansas City, Missouri)	

STAFF'S PUBLIC APPENDIX D FILING

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through Staff Counsel's Office, in response to the September 3, 2019, *Order Directing Staff to File a Public Exhibit and Explanation* issued by the Missouri Public Service Commission ("Commission") on September 3, 2019. In said Order, Regulatory Law Judge John T. Clark noted he had been informed that Appendix D to Staff's Gas Incident Report had in error been filed as public and that the Commission's Data Center had reclassified Appendix D as a confidential exhibit on August 30, 2019. The Commission directed that Staff file a public Appendix D to its Gas Incident Report and a notice explaining why the public exhibit is being filed. In response to the Commission's Order, Staff states as follows:

1. On Friday August 26, 2019, undersigned Staff counsel received a phone call from Counsel for Spire advising him that Appendix D to Staff's Gas Incident Report showed the identity of the contractor company whose crew was involved in the incident which is the subject matter of this proceeding. Counsel for Spire noted that the identity of this contractor company is being treated as confidential and asked if this oversight could be addressed by Staff. The identity of this contractor company is shown in graphic form akin to a logo at the top of the left-hand margin of page 2 of Appendix D. Staff counsel noticed that on the other side of the page, at the top of the right-hand margin of

page 2, appears what seems to be another logo of the contractor company. Staff has redacted both of these items on page 2 of Appendix D, and a copy is attached as a public Appendix D, pages 1 and 2 printed back to back. There is no confidential information on page I of Appendix D so there is no redaction on page 1 of Appendix D.

2. On page 3, lines 15-22 of Staff's Gas Incident Report, Staff relates that prior to filing its Gas Incident Report, Staff submitted to Spire Appendices A to D for Spire's review and submission to Staff of proposed corrections of factual content and the identification of any content not designated as confidential that should be designated as confidential:

Note: Before Staff's Incident Report was finalized, Appendices A to D, "Detailed Discussion Of Facts And Staff's Investigation", "Figures", "Photographs", and "Lessons Learned", were provided to Spire for Spire's review and submission of corrections by Spire to Staff regarding the factual content and the identification of confidential information in Appendices A to D. Spire reviewed Staff's transmittal of Appendices A to D and provided a response identifying suggested corrections to certain Staff factual statements. Staff considered all of Spire's suggestions before finalizing its Appendices A to D.

Spire did not identify the missed redaction of confidential information at the top of page 2 of Appendix D in its response relating the results of its review of Appendices A to D prior to Staff's filing on July 30, 2019, of its Gas Incident Report.

3. However, once Spire advised Staff on August 30, 2019, of this oversight in identifying and redacting confidential information, Staff sought to address the situation. Shortly after receiving the phone call from Counsel from Spire, Staff Counsel's Office called the Commission's Data Center to identify the non-designation of confidential information in Appendix D and express Staff's concern.

4. Staff apologizes for the inconvenience and additional activity this error has caused.

WHEREFORE Staff files its response to the September 3, 2019, *Order Directing Staff to File a Public Exhibit and Explanation* of why a public exhibit of Appendix D to the Staff's Gas Safety Incident Report, filed on July 31, 2019, is being filed.

Respectfully submitted,

/s/ Steven Dottheim

Steven Dottheim, Mo.Bar No. 29149
Chief Deputy Staff Counsel
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7489 (Phone)
(573) 751-9285 (Fax)
steve.dottheim@psc.mo.gov (e-mail)

Attorney for Staff of the
Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via e-mail on Counsel for the Parties of record to this case, on this 6th day of September 2019.

/s/ Steven Dottheim