

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

In the Matter of the Application of Summit Natural Gas)
Of Missouri Inc., for Permission and Approval and a)
Certificate of Convenience and Necessity to Construct,) **Case No. GA-2018-0396**
Install, Own, Operate, Maintain, and Otherwise Control)
And Manage a Natural Gas Distribution System in to)
Provide Gas Service in Lawrence County as an)
Expansion of its Existing Certificated Areas)

**INTERESTED PARTIES' COMMENTS TO
SPIRE MISSOURI INC.'S REPLY AND STAFF'S REPLY TO SPIRE MISSOURI INC.'S
RESPONSE TO STAFF'S RECOMMENDATION**

COMES NOW Paul and Debra Brown, (“Brown’s”), interested parties, by and through counsel, provide the following comments in the above cause, which is the direct result of the previous case of *Paul Brown and Debra Brown vs. Summit Natural Gas of Missouri, Inc.*, Case No. GC-2017-0199, in response to Spire Missouri Inc.’s (“Spire’s”) Reply to the Staff’s Recommendation, and in response to the Staff’s Reply to Spire’s Response to Staff’s Recommendation::

1. On July 27, 2018, Staff filed their Recommendation in this matter recommending both the approval of SNGMO’s request for a CCN to serve the Brown’s property which lies in Spire’s territory and to grant SNGMO’s request for a waiver/variance from its obligation under the Stipulation and Agreement between the predecessors of SNGMO and Spire in Case No. GA-2007-0168.
2. On August 6, 2018, Spire filed its Reply to Staff’s Recommendation stating that it has supported for over a year the Browns receiving gas service from SNGMO even though the property in question is in Spire territory.

3. However, due to SNGMO's encroachment into Spire's territory, Spire now requests the Commission defer any ruling until SNGMO grants Spire a possible transport service utilizing SNGMO's pipelines or some other solution acceptable to Spire.
4. On August 13, 2018, Staff filed their Reply to Spire's Response to Staff's Recommendation and explained why Staff cannot support Spire's "potential solution" of Spire obtaining transport service utilizing SNGMO's pipelines, and Staff requested the Commission to issue an Order in accordance with Staff's Recommendation of July 27, 2018.
5. The Browns would ask the parties to remember that the Browns not only desire but need reliable natural gas service within the next sixty (60) to ninety (90) days before winter.
6. The Browns support any resolution that will provide them reliable natural gas service before winter.
7. The Browns have stated from the beginning that it was SNGMO who initiated contact with them, even though SNGMO has asserted otherwise.
8. As such, The Browns are the only innocent party in this situation, but unfortunately are now being used as a pawn.
9. The Commission in any Order granting a waiver/variance can include language limiting the waiver or variance to only the Brown's property, which should solve Spire's concerns and which would be in accordance with Staff's recommendation.

WHEREFORE the Browns as interested parties respectfully request the Commission issue an Order granting SNGMO's application for a CCN along with the requested waiver/variance, in accordance with Staff's Recommendation filed July 27, 2018, that gas

service be provided to the Browns expeditiously, that Spire's request to defer approval of the requested waiver/variance be denied, and for such other relief as the Commission deems appropriate or necessary.

Respectfully submitted,

HEALY LAW OFFICES, LLC



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ATTORNEYS FOR BROWNS

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 14th day of August, 2018 to:

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