

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

In the Matter of the Verified Application)	
and Petition of Liberty Utilities (Midstates)	
Natural Gas) Corp. d/b/a Liberty Utilities)	<u>File No. GO-2015-0350</u>
for Establishment of an Infrastructure)	Tariff Tracking No. YG-2015-0372
System Replacement Surcharge.)	

NOTICE OF AGREEMENT

COMES NOW Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities (“Liberty Utilities” or “Company”), pursuant to Commission Rule 4 CSR 240-2.080(13), and hereby notifies the Commission of Liberty Utilities’ Agreement with the Staff Recommendation filed herein and respectfully states as follows:

1. On August 28, 2015, the Staff of the Missouri Public Service Commission (“Staff”) filed a Staff Recommendation that described Staff’s examination and investigation of Liberty Utilities’ Verified Application and Petition, supporting documentation and data regarding Liberty Utilities’ proposed Infrastructure System Replacement Surcharge (“ISRS”).

2. Based upon its investigation, the Staff recommends that the Commission issue an Order in this case that:

1. Rejects the ISRS tariff sheet (YG-2015-0372) filed by Liberty on June 30, 2015;
2. Approves Staff’s determination of the ISRS surcharge revenues in the amount of annual pre-tax revenues of \$261,394, consisting of \$44,153 for the WEMO district, \$202,463 for the NEMO District, and \$14,779 for the SEMO District;
3. Authorizes Liberty to file an ISRS rate for each customer class as reflected in Appendix B (of the Staff Recommendation); and
4. Grants Liberty’s request for waiver of Rule 4 CSR 240-4.020.

3. Having reviewed the August 28, 2015 Staff Recommendation and its attached Appendices, Liberty Utilities hereby notifies the Commission that it accepts, and is in agreement with, the above recommendations and rates.¹ Liberty Utilities therefore asks that the Commission issue an order as requested by Staff.

WHEREFORE, Liberty Utilities respectfully requests that the Commission consider this Notice of Agreement and, thereafter, issue an order consistent with the Staff Recommendation.

Respectfully submitted,

/s/ Larry W. Dority

James M. Fischer, MBN 27543
email: jfischerpc@aol.com
Larry W. Dority, MBN 25617
email: lwdority@sprintmail.com
Fischer & Dority, P.C.
101 Madison Street, Suite 400
Jefferson City, MO 65101
Telephone: (573) 636-6758
Facsimile: (573) 636-0383

Attorneys for Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities

¹ Liberty Utilities' agreement with the recommendations and rates, however, should not be interpreted as agreement with all of the underlying methodologies used by the Staff, or as agreement with Staff's removal of certain meter replacements, and the blanket project numbers associated therewith, based on purported ineligibility. Liberty Utilities expressly reserves its right to include meter replacements in future ISRS applications and to seek recovery thereon.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing Notice of Agreement was served on all counsel of record on this 8th day of September, 2015 by hand-delivery, fax, electronic or regular mail.

/s/ Larry W. Dority
Larry W. Dority