

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL ENERGY REGULATORY COMMISSION**

**Spire STL Pipeline LLC
Spire STL Pipeline Project**

**Docket Nos. CP17-40-000
CP17-40-009**

MOTION FOR LEAVE TO INTERVENE OUT-OF-TIME

Pursuant to Rules 212 and 214 of the Federal Energy Regulatory Commission Rules of Practice and Procedure, 18 C.F.R. § 385.212 and 385.214 (2007), I, Rory P. O’Sullivan, Acting County Counselor, file this motion for leave to intervene out-of-time in this proceeding on behalf of St. Charles County, Missouri (the “County”).

I. COMMUNICATIONS AND SERVICE

All communications, pleadings, and orders with respect to this proceeding should be sent to the following individual:

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II. INTEREST OF PETITIONER

St. Charles County Government has important information and perspectives to bring to this process, consideration of which will serve the public interest.

On September 14, 2021, the Commission acted *sua sponte* to issue a 90-day Temporary Certificate for the Spire STL Pipeline in order to “ensure continuity of service for a limited period while the Commission considers appropriate next steps.” The 90-day Temporary

Certificate expires on December 13, 2021, absent further action by the Commission. That looming deadline is causing great concern amongst our citizens, employers, and emergency response personnel. In the current economy, such uncertainty is something that must be addressed immediately. Further, the Commission itself, in the September 14, 2021, statement by Commissioner James Danly stated, “beyond doubt that [n]o single factor in the Commission’s duty to protect the public can be more important to the public than the continuity of service furnished.” This duty is all the more important immediately ahead of winter.

With the winter heating season now upon the citizens of St. Charles County, Missouri, an extension of the 90-day Temporary Certificate is necessary to allow for the provision of adequate natural gas supply to the St. Charles/St. Louis region, including its hospitals, schools, businesses, and homes until at least until the conclusion of the 2021-2022 winter heating season. An extension of the 90-day Temporary Certificate will provide natural gas customers in the St. Charles/St. Louis area reasonable certainty about their natural gas supply during the winter. Additionally, the extension does not negatively impact the Commission from proceeding with the matters at issue before it.

The 90-day Temporary Certificate should be extended to provide for potentially necessary gas supplies to customers who rely on natural gas service and to prevent potential supply disruptions this winter. An extension until May 1, 2022, will provide our citizens with a reasonable certainty of continuous natural gas service as they face winter energy needs.

III. GOOF CAUSE FOR INTERVENTION OUT-OF-TIME

St. Charles County Government has good cause to intervene out-of-time. It was not until late October 2021, after the intervention deadline, that the County was informed of Spire’s expected outage map, which indicates that a large swath of the St. Charles/St. Louis region will

be potentially catastrophically impacted in the event that the Commission fails to extend the Temporary Certificate. The County now moves to intervene promptly so it will not delay the Commission's proceedings. Further, many impacted citizens, employers and emergency response personnel do not have the individual resources to fully and adequately present their interests and concerns to the Commission. The County is uniquely situated to represent the views of residents of St. Charles County, which are essential for the Commission to understand the direct and indirect impacts of any failure to extend the Temporary Certificate and to develop a full factual record. In addition, intervention by the County will lessen the administrative burden on the Commission by limiting the number of intervenors and individual comments.

As a result, the County has good cause for intervening at this time.

III. CONCLUSION

Wherefore, St. Charles County, Missouri, respectfully requests that the Commission grant this Motion to Intervene as a party with full rights to participate in all further proceedings.

Respectfully submitted on this 11/10/2021.

OFFICE OF THE ST. CHARLES COUNTY COUNSELOR

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