

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

Midwest Energy Consumers Group,)	
Complainant,)	
v.)	Case No. EC-2017-0107
)	
Great Plains Energy Incorporated,)	
Respondent.)	

**PETITION OF SPIRE INC.
FOR LEAVE TO FILE AMICUS CURIAE BRIEF**

COMES NOW Spire Inc. (“Spire”) and submits this Motion for Leave to File Amicus Curiae Brief in the above-captioned case. In support thereof, Spire states as follows:

1. Section 4 CSR 240-2.075(11) of the Commission’s rules of practice and procedure allows a party to petition to the Commission for leave to file an Amicus Curiae brief in a case to which it is not a party. Pursuant to that rule, Spire seeks to submit such a brief on the issues identified by the parties to this case in their Joint Stipulation of Fact and List of Issues.

2. The issues in this proceeding involve certain legal questions relating to whether a prior holding company agreement has, and even can, give the Commission the legal authority and jurisdiction to approve a Missouri holding company’s acquisition of a utility located in another state, notwithstanding (a) the Commission’s long-standing practice of disclaiming such jurisdiction under similar circumstances; (b) the well-recognized and long-standing legal principle that the Commission’s jurisdiction cannot be enlarged or diminished through agreement; and (c) the discriminatory impact that such a result would have on the ability of Missouri holding companies to compete on a level playing field with holding companies incorporated in other states.

3. Spire is also a Missouri holding company, and both it and Laclede Gas Company are also signatories to a holding company agreement with provisions that are similar but not

identical to the one at issue in this proceeding. As such, Spire is in a unique position to provide a legal perspective and background information relevant to the Commission's consideration of the issues in this case.

WHEREFORE, for the foregoing reasons, Spire Inc. respectfully requests that the Commission grant its Petition for Leave to file the attached Amicus Brief.

Respectfully submitted,

/s/ Mark C. Darrell

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ATTORNEY FOR SPIRE INC

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing pleading was served on the Staff and the Office of the Public Counsel, on this 31st day of January, 2017 by hand-delivery, fax, electronic mail or by regular mail, postage prepaid.

/s/ Marcia Spangler