

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

In the Matter of the Application of Spire Missouri, Inc., for )  
Permission and Approval and a Certificate of Convenience and )  
Necessity to Construct, Install, Own, Operate, Maintain, and ) File No. \_\_\_\_\_  
Otherwise Control and Manage a Natural Gas Distribution )  
System to Provide Gas Service in Barry County as an Expansion )  
of its Existing Certificated Areas. )

**APPLICATION FOR CERTIFICATE OF CONVENIENCE  
AND NECESSITY AND REQUEST FOR WAIVER**

COMES NOW Spire Missouri, Inc. (“Spire” or the “Company”), on behalf of its Spire Missouri West operating unit and by and through its undersigned counsel, and, pursuant to RSMo. §393.170, RSMo, 4 CSR 240-2.060 and Commission Rule 4 CSR 240-3.205, requests permission and approval and a certificate of convenience and necessity (“CCN”) to construct, install, own, operate, maintain, and otherwise control and manage a natural gas distribution system to provide gas service in Barry County, Missouri, as a further expansion of its existing certificated area. In support of this request, Spire respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. Spire West is a public utility and gas corporation incorporated under the laws of the State of Missouri, with its principal office located at 700 Market Street, St. Louis, Missouri 63101. A Certificate of Good Standing evidencing Spire West's standing to do business in Missouri was submitted in Case No. GM-2013-0254 and is incorporated by reference herein for all purposes. The information in such Certificate is current and correct.

2 Spire West is engaged in the business of distributing and transporting natural gas to customers in Missouri as a gas corporation subject to the jurisdiction of the Commission. Spire West provides gas service in western Missouri to customers in the western Missouri counties of Andrew, Barry, Barton, Bates, Buchanan, Carroll, Cass, Cedar, Christian, Clay, Clinton, Cooper, Dade, Dekalb, Greene, Henry, Howard, Jackson, Jasper, Johnson, Lafayette, Lawrence, McDonald, Moniteau, Newton, Pettis, Platte, Ray, Saline, Stone, and Vernon. Other than cases that have been docketed at the Commission, Spire has no pending action or final unsatisfied judgments or decisions against it from any state or federal agency or court within the past three years that involve customer service or rates. Spire has no annual report or assessment fees that are overdue.

3 All correspondence, communications, notices, orders and decisions of the Commission with respect to this matter should be sent to the undersigned counsel and to:

David P. Abernathy  
Vice President & General Counsel Spire Missouri Inc.  
700 Market Street, 6<sup>th</sup> Floor  
St. Louis, MO 63101  
314-342-0536 Office  
314-421-1979 Fax  
[David.Abernathy@spireenergy.com](mailto:David.Abernathy@spireenergy.com)

Michael C. Pendergast Of Counsel  
Fischer & Dority, P.C.  
423 (R) South Main Street  
St. Charles, MO 63301  
(314) 288-8723  
[Mcp2015law@icloud.com](mailto:Mcp2015law@icloud.com)

Wesley E. Selinger  
Manager, Rates and Planning Spire Missouri Inc.  
700 Market Street, 5<sup>th</sup> Floor  
St. Louis, Missouri 63101  
(314) 230-5867  
[Wes.Selinger@spireenergy.com](mailto:Wes.Selinger@spireenergy.com)

4. Spire seeks a service area CCN to provide gas in Sections 18 and 19, Township 25 North, Range 27 West for certain portions of the Missouri county of Barry, as an extension of its existing certificated areas. Section 18 and 19, Township 25 North, Range 27 West is an area where a customer has contacted Spire with a need for a distribution system extension to service a poultry operation. The legal descriptions of the new areas are set forth in the appendices attached hereto. Attached as Appendix 1 is a plat drawn to a scale of one-half inch (1/2") to the mile on maps comparable to county highway maps issued by the Missouri Department of Transportation or a plat drawn to a scale of two thousand feet (2,000') to the inch.

5. The rates for the proposed areas will be those approved and in effect for the customers in the adjoining Spire West operating unit certificated areas, until such rates may be changed by approved tariff or order of the Commission. Spire estimates the addition of 8 customers in Barry County as a result of this extension. A feasibility study with estimated revenues and expenses for the first three years of operations is shown in the attached Appendix 2C. Appendix 2C has been identified as Confidential pursuant to Commission Rule 4 CSR 240-2.135(2)(A)3 and 4, because it contains information relating market-specific information. No external financing will be required for construction related to this project and a customer contribution associated with the project of \$9,425.61 has been assessed and collected. Spire holds all necessary franchises and permits from municipalities, counties, or other authorities that are required for Spire to serve the subject areas.

6. The names and addresses of those residents within the aforementioned area, or in close proximity to the proposed service area are shown on the attached Appendix 3C. 4 CSR 240-3.205 requires that "If there are ten (10) or more residents or landowners, the name and address of no fewer than ten (10) persons residing in the proposed service area or of no fewer than ten landowners in the event there are no residences in the area, or, if there are fewer than ten (10) residents or landowners, the name and address of all residents and landowners." The Company has provided the name and addresses of all eight residents located in the area requested. The Company also notes that five of

these addresses belong to the customer applying for service. Appendix 3C has been identified as Confidential pursuant to Commission Rule 4 CSR 240-2.135(2)(A)1, because it contains information relating directly to specific customers.

7. Spire's experience in the operation of natural gas systems gives it the ability to provide this service in an efficient manner. For all reasons set forth herein, a grant of the application will further the public convenience and necessity.

8. Commission Rule 4 CSR 240-4.017(1) provides that "(a)ny person that intends to file a case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case." No such notice was filed herein. As such, Spire seeks a waiver of the 60-day notice requirement.

9. Commission Rule 4 CSR 240-4.017(1)(D) provides that a waiver may be granted for good cause. In this regard, Spire declares (as verified below) that they have had no communication with the Office of the Commission (as defined in Commission Rule 4 CSR 240- 4.015(10)) within the prior 150 days regarding any substantive issue likely to be in this case.

WHEREFORE, Spire requests, for good cause shown, that the Commission waive the notice requirement of 4 CSR 240-4.017(1), grant a variance from the filing requirements of Commission rule 4 CSR 240-3.205(1)(A), approve this Application, issue a CCN to Spire as set forth above and in the attached schedules, and grant such other and further relief as is just and proper under the circumstances.



**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 16th day of January, 2019, to:

General Counsel's Office  
Missouri Public Service Commission  
staffcounsel@psc.mo.gov

Office of the Public Counsel  
opc@ded.mo.gov

//S// dlc

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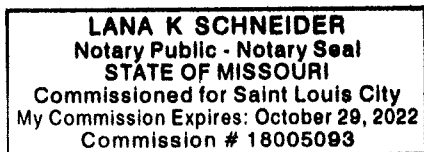
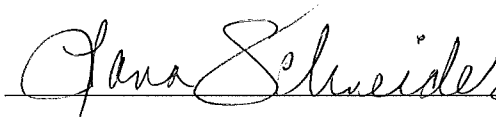
VERIFICATION

State of Missouri     )  
                                  ) ss  
City of St Louis     )

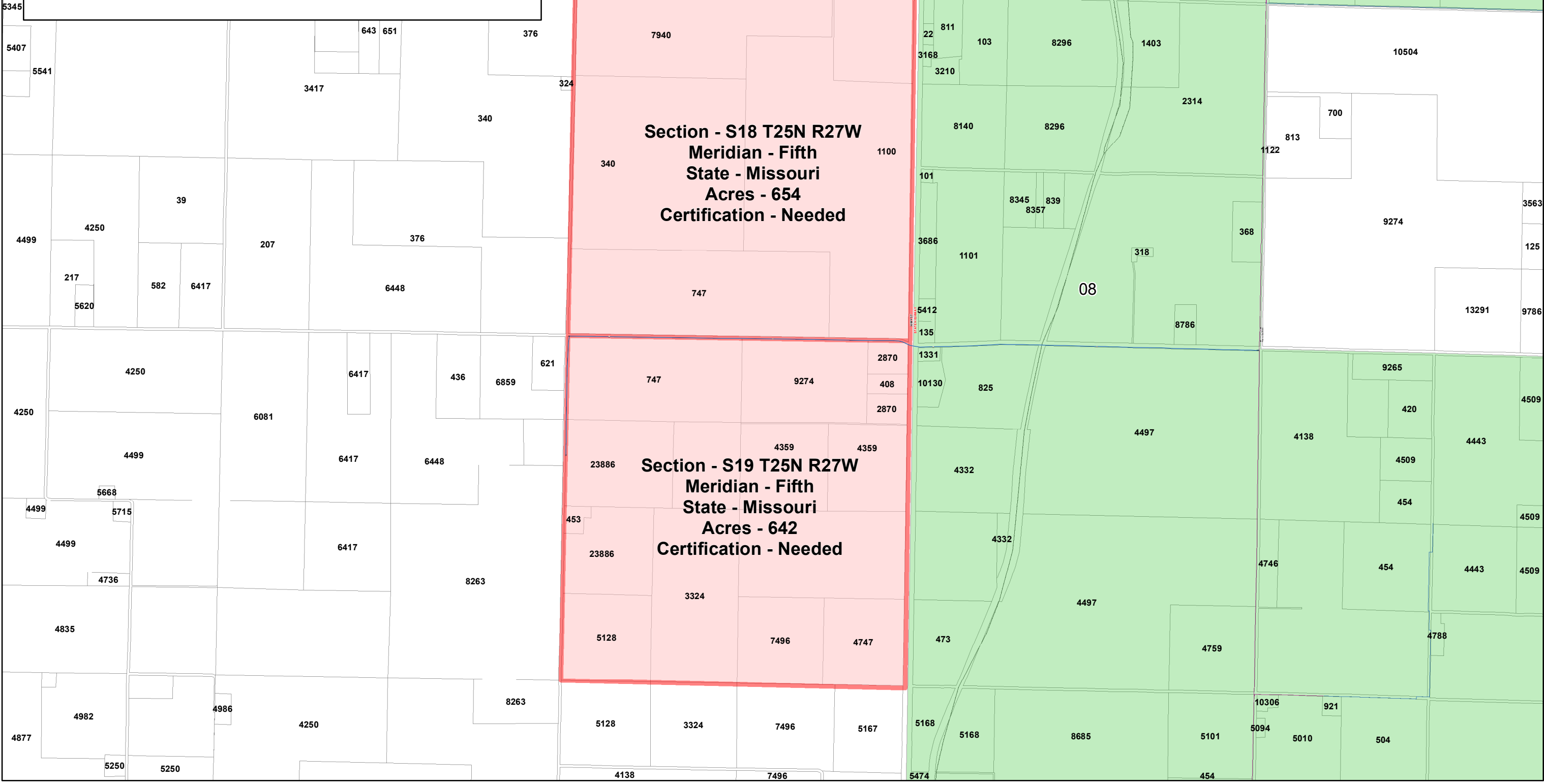
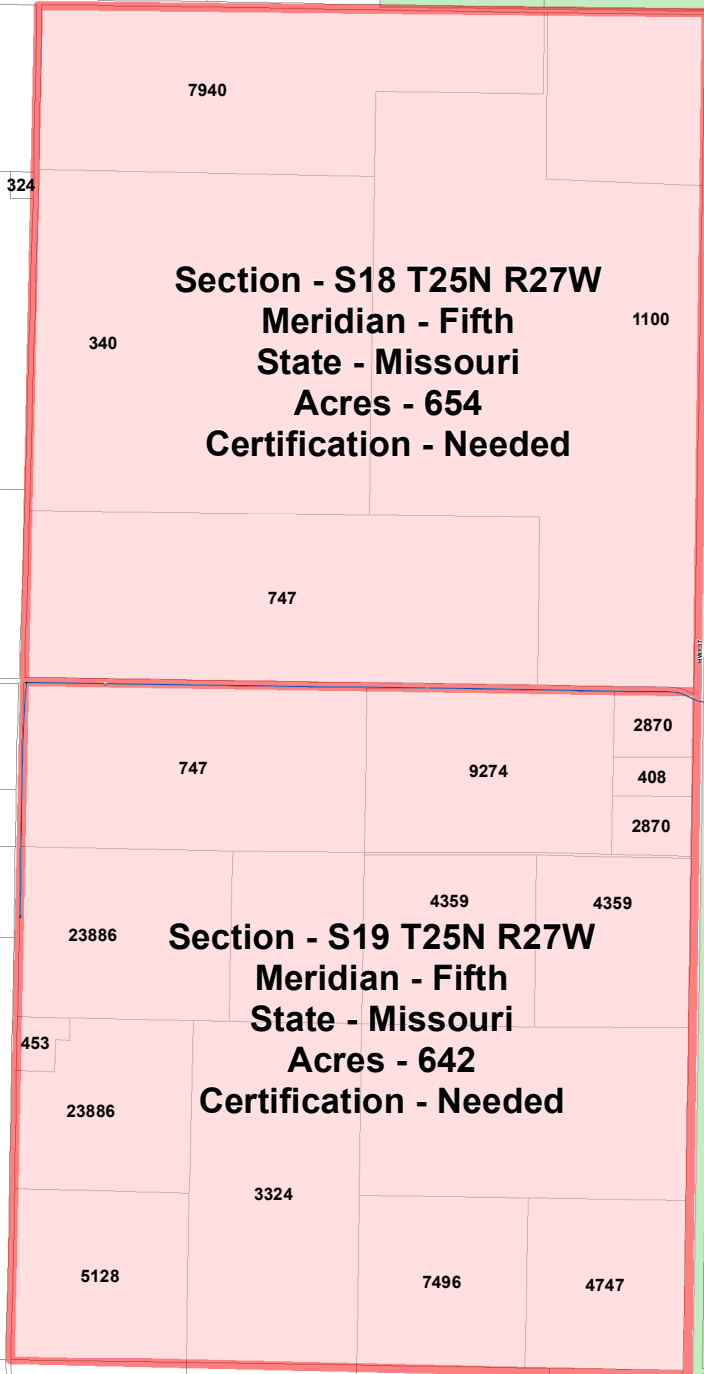
I, David Abernathy, having been duly sworn upon my oath, state that I am Vice President & General Counsel of Spire Missouri Inc. (Spire Missouri), that I am authorized to make this affidavit on behalf of Spire Missouri, and that the matters and things stated in the foregoing Application and appendices thereto are true and correct to the best of my information, knowledge and belief and, further state, that Spire Missouri has had no communication with the Office of the Commission (as defined in Commission Rule 4 CSR 240- 4.015(10)) within the prior 150 days regarding any substantive issue likely to be in this case.



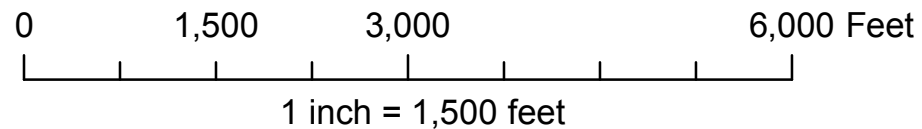
Subscribed and sworn before me this 15<sup>th</sup> day of January, 2019.



**PROPOSED TO INSTALL 12,455 FT OF 4 IN PL IP MAIN  
ALONG MO-BB RIGHT-OF-WAY TO SERVE POULTRY  
HOUSES. NEED TO CERTIFY LABELED SECTIONS.**



**Job Description: Dale Stebler Poultry Houses Ext Monett**



**Maximo Work Order: 18885983**  
**Project #: 802223**





APPENDIX 2C HAS BEEN  
IDENTIFIED AS  
CONFIDENTIAL

APPENDIX 3C HAS BEEN  
IDENTIFIED AS CONFIDENTIAL

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