



### A. Suspension

The tariffs' effective dates are October 1, 2018. That date allows insufficient time for the Commission to determine whether the tariffs are just and reasonable, as the law requires,<sup>1</sup> so the Commission will suspend the tariffs.<sup>2</sup> The Commission may suspend a tariff for 120 days beyond the tariff's effective date.<sup>3</sup> If that period is not enough time to conclude a full hearing on the tariff's propriety, the Commission may extend the suspension for a further six months.<sup>4</sup> The Commission will order a suspension of 120 days in order to determine the tariffs' propriety.

### B. Notice of Contested Case

Suspension of the tariffs may occur only pending a "full" hearing and decision on the tariffs' propriety.<sup>5</sup> The provision for a full pre-decision hearing signifies that this action is now a "contested case."<sup>6</sup> A contested case is a formal hearing procedure, but it allows for waiver of procedural formalities<sup>7</sup> and a decision without a hearing,<sup>8</sup> including by stipulation and agreement. This order and notice does not require any party to file an answer. The Commission's discovery regulations are at Commission regulation 4 CSR 240-2.090.

#### **THE COMMISSION ORDERS THAT:**

1. The tariff sheets assigned Tracking No. YG-2019-0039 are suspended. The specified tariff sheets are suspended from October 1, 2018, until April 1, 2019.

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<sup>1</sup> Section 393.190.1, RSMo Supp. 2013.

<sup>2</sup> Section 393.150, RSMo 2000.

<sup>3</sup> Section 393.150.1, RSMo 2000.

<sup>4</sup> Section 393.150.2, RSMo 2000.

<sup>5</sup> Section 393.150.1, RSMo 2000.

<sup>6</sup> Section 536.010(4), RSMo Supp. 2013.

<sup>7</sup> Section 536.060(3), RSMo 2000.

<sup>8</sup> 4 CSR 240-2.115.

2. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent "M" and "W".

Morris L. Woodruff  
Secretary

Silvey, Chm., Kenney, Hall, Rupp, and  
Coleman, CC., concur.

Graham, Regulatory Law Judge

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS** my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 20<sup>th</sup> day of September 2018.



  
Morris L. Woodruff  
Secretary

**MISSOURI PUBLIC SERVICE COMMISSION**

**September 20, 2018**

**File/Case No. GO-2019-0058**

**Missouri Public Service  
Commission**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

*Sincerely,*



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.