

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

In the Matter of the Application of Spire Missouri, Inc.)
d/b/a Spire, for Permission and Approval and a Certificate)
of Convenience and Necessity to Construct, Install, Own,) File No. GA-2021-0216
Operate, Maintain, and Otherwise Control and Manage a)
Natural Gas Distribution System to Provide Gas Service)
In Barry County, Missouri as an Extension of its Existing)
Certificated Areas)

**MOTION FOR LEAVE TO WITHDRAW PORTIONS
OF THE
APPLICATION FOR CERTIFICATE OF CONVENIENCE AND NECESSITY**

COMES NOW Spire Missouri Inc., d/b/a Spire (“Spire” or “Company”), by and through counsel, file this Motion for Leave to Withdraw Portions of the Application for Certificate of Convenience and Necessity (“CCN”) for Barry County and in support thereof state as follows:

1. On January 12, 2021, Spire filed an Application for CCN and a Request for Wavier (“Application”) seeking a CCN for a poultry farm project and a whole county CCN, with the exception of the City of Wheaton.
2. On April 29, 2021, the Staff of the Missouri Public Service Commission (“Staff”) filed its Recommendation recommending the Commission approve the poultry farm project with certain conditions, and that the Commission deny Spire’s request for the remaining portions of Barry County.
3. On April 28, 2021, Spire filed its Response to Staff’s Recommendation and Memorandum opposing Staff’s recommendation for the whole county CCN.
4. On May 10, 2021, the Commission conducted an on the record procedural conference with all of the parties in this case participating. The Judge granted the parties approximately two weeks to determine if a solution could be reached amicably or if a procedural

schedule would be necessary. Spire and Staff have filed two Joint Motions seeking additional time.

5. On June 7, 2021, the Commission granted the parties until June 21, 2021 to file an update. This filing complies with that Order.

6. The Parties have met several times and had productive discussions on this case, possible resolutions, and the best way to forward. The results of those conversations are discussed further in this pleading, and Staff is aware of this pleading.

7. At this time, Spire continues to appreciate Staff's recommendation for the Commission to grant a CCN for the poultry project identified in Spire's Application and wants that portion of the Application to move forward, noting that further discussion between Spire and Staff is necessary in regard to Staff's third proposed condition before the Commission acts further.

8. However, while Spire continues to believe that a whole county CCN would benefit Missourians in Barry County, it has decided that pursuing it further at this time is not the best use of resources for the Spire or Staff. Spire is therefore withdrawing its request for an entire county CCN in this matter and seeking Commission approval because more than ten days have passed since the Application was filed.¹

WHEREFORE, Spire hereby requests that Commission accept Spire's withdrawal of portions of its Application and any other relief the Commission deems appropriate.

¹ 20 CSR 4240-2.080 (18)

/s/ Rachel L. Niemeier

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ATTORNEYS FOR SPIRE MISSOURI INC

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing pleading was served on all parties to this case on 21st day of June 2021 by electronic mail.

/s/ Rachel L. Niemeier