

BEFORE THE PUBLIC SERVICE COMMISSION OF THE
STATE OF MISSOURI

Joshua M. Kearney,)
)
Complainant,)
) **File No. GC-2024-0172**
v.)
)
Spire Missouri, Inc. d/b/a Spire,)
)
Respondent.)

SECOND AMENDED COMPLAINT

Comes now Complainant, Joshua Kearney, by and through counsel Travis Noble and Ian Fortier, and for his complaint for civil penalties against Respondent, Spire Missouri, Inc.

THE PARTIES

1. Complainant, Josh Kearney, is and at all material times to this action is an individual residing in St. Charles, Missouri.
2. Respondent, Spire Missouri, Inc. Is and at all material times to this action is a corporation with a principal office address of 700 Market Street, Saint Louis, Missouri 63101-1829. The registered agent located at 2847 S. Ingram Mill RD. Suite A100 Springfield, MO 65804.

STATEMENT OF JURISDICTION AND VENUE

Spire Missouri, Inc is a natural gas corporation registered with the Missouri Secretary of State. Hereby granting the Public Service Commission Jurisdiction and venue.

FACTUAL ALLEGATIONS

1. Spire has been charging natural gas consumers twice. Spire has done this by charging the “charge for gas used” and the purchase gas adjustment.

2. Spire claims to be a intrastate local distribution company within the State of Missouri, however Spire, Inc. engages in transaction with other natural gas entities outside of the State of Missouri.

3. Spire receives the purchased gas from other out of State natural gas entities and transports the gas into the State of Missouri. This done through other various pipelines and subsidiaries owned by Spire inc.

4. Spire STL pipeline engages in daily capacity releases with no replacement customer listed on website as required and no information can be requested via the website.

5. Spire Does not have retail gas marketer listed on their website as required by tariff sheets 9 though 9.12.

6. Spire Missouri, Inc. Is receiving the maximum contractual quantity under the precedent agreement using Spire STL Pipeline’s FTS rate schedule and paying no cost for the commodity charge, however Spire Missouri, Inc. is charging the

consumer for the commodity using the actually cost adjustment listed under the purchase gas adjustment.

7. Spire Missouri, Inc. does not have natural gas rates filed with the FERC as required.

CIVIL PENALTIES

Complainant repeats and re-alleges, all allegations and matters continued in paragraphs 1-7. Complainant hereby requests an award of \$50,000,000 and/or any amount deemed just by the Public Service Commission.



Complainant

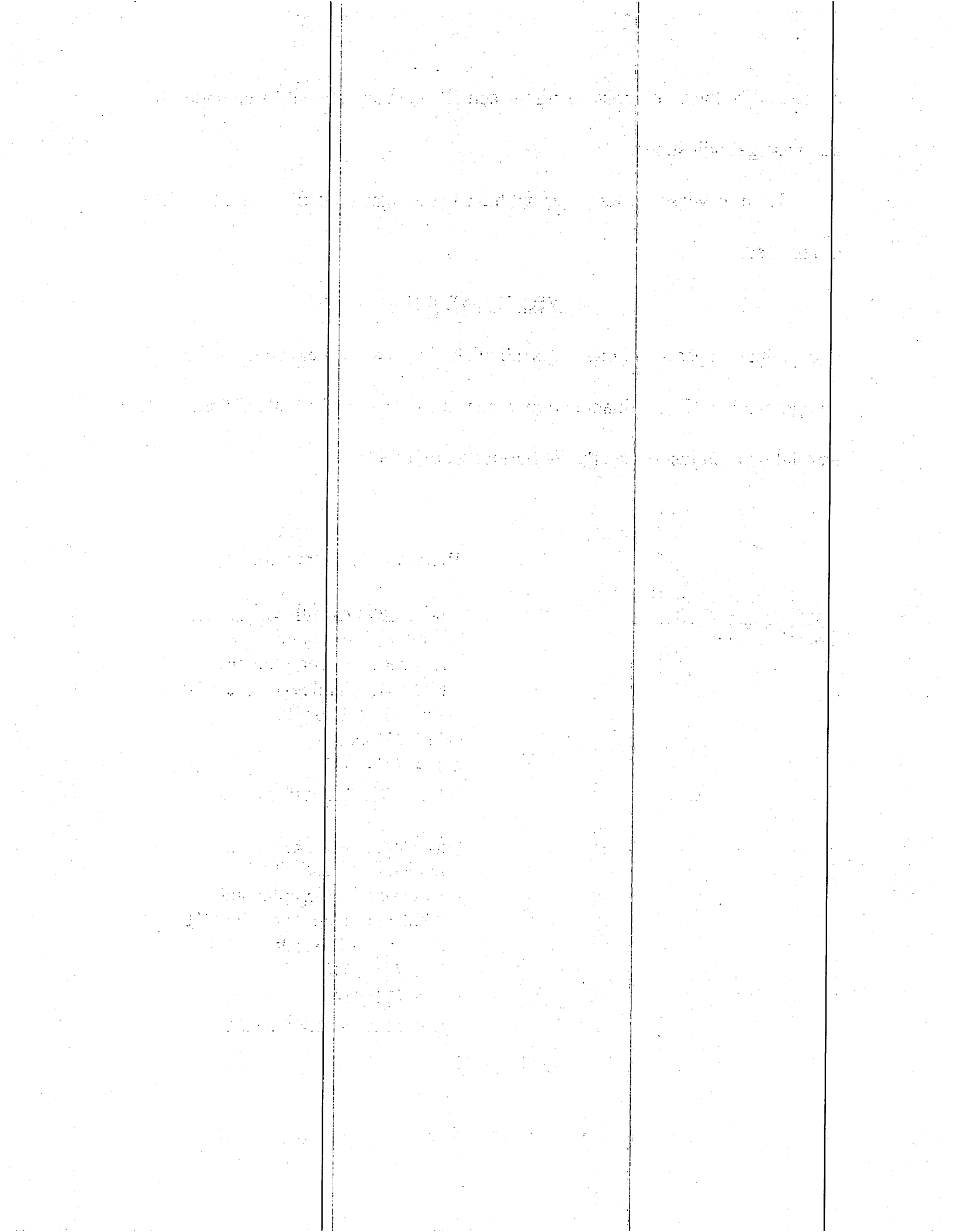
Respectfully submitted,

/s/ Travis L. Noble, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been sent via EFIS and electronically mailed to all parties and/or counsel of record on this 21th day of June, 2024.

/s/ Travis L. Noble, Jr._____