

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

In the Matter of the Request of Liberty Utilities)
(Midstates Natural Gas) Corp. d/b/a Liberty to)
Implement a General Rate Increase for Natural) Case Nos. GR-2024-0106
Gas Service Provided in the Missouri Service)
Areas of the Company)

**OBJECTIONS TO OPC DATA REQUESTS 3006 – 3017
AND NOTICE OF ADDITIONAL TIME NEED TO RESPOND TO DRS 3006 - 3017**

OPC DR 3006: Please provide all minutes, materials, presentations, etc. involving Algonquin Power & Utilities Corporation’s (“APUC”) Strategic Review Committee, formed in May 2023.

OBJECTION: This data request (“DR”) seeks information held by and regarding APUC – and not regarding the subject of this docket, Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty (“Liberty” or “Company”). Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents (E.g., In re Union Elec. Co., 2004 WL 431838, Case No. EO-2004-0108, Order on Reconsideration Concerning Discovery, issued February 26, 2004); seeks information that may be privileged; and seeks highly sensitive commercially information. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged.

OPC DR 3007: On a January 12, 2023 “Special Call” with investors, APUC’s CFO, Darren G. Myers, communicated to APUC’s investors that it had shared with rating agencies its “plan” announced on January 12, 2023. Please provide all information, including, but not limited to, all documents and presentations, provided to rating agencies as it relates to the “plan” announced on January 12, 2023.

OBJECTION: This data request seeks information held by and regarding potential future actions of APUC – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is speculative seeking information about a possible future sale of unregulated assets; is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; and seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents. Without waiving the foregoing objection, the Company will provide only items relating to the Company and/or its Missouri operations.

OPC DR 3008: On its August 10, 2023 FQ2 earnings call with investors, APUC’s Interim CEO, Christopher G. Huskison, communicated to APUC’s investors that APUC would pursue a sale of its Renewable Energy Group. Please provide all information, including, but not limited to, all documents and presentations, provided to rating agencies as it relates to APUC’s strategic review process which resulted in APUC’s decision to announce its intention to sell its Renewable Energy Group.

OBJECTION: This data request seeks information held by and regarding potential future actions of APUC – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is speculative seeking information about a possible future sale of unregulated assets; is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; and seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents. Without waiving the foregoing objection, the Company will provide only items relating to the Company and/or its Missouri operations.

OPC DR 3009: Please provide or provide access to Algonquin Power & Utilities Corp.’s Board of Director’s (BOD)/Members’ materials/presentations from January 1, 2021, to present,

updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding of APUC – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; seeks information that may be privileged; and seeks highly sensitive materials of a publicly traded company. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged.

OPC DR 3010: Please provide or provide access to Liberty Utilities (Canada) Corp.’s Board of Director’s (BOD)/Members’ materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities (Canada) Corp. – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3011: Please provide or provide access to Liberty Utilities (America) Co.’s Board

of Director's (BOD)/Members' materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities (America) Co. – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty's possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3012: Please provide or provide access to Liberty Utilities (America) Holdings LLC's Board of Director's (BOD)/Members' materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities (America) Holding LLC – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty's possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3013: Please provide or provide access to Liberty Utilities (America) Holdco Inc.'s Board of Director's (BOD)/Members' materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities (America) Holdco Inc. – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty's possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3014: Please provide or provide access to Liberty Utilities Company's Board of Director's (BOD)/Members' materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities Company – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3015: Please provide or provide access to Liberty Utilities (Central) Co.'s Board of Director's (BOD)/Members' materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities (Central) Co. – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3016: Please provide or provide access to Liberty Utilities Finance GP1.’s Board of Director’s (BOD)/Members’ materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding Liberty Utilities Finance GP1 – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

OPC DR 3017: Please provide or provide access to The Empire District Electric Company’s Board of Director’s (BOD)/Members’ materials/presentations from January 1, 2021, to present, updating as new materials/presentations become available.

OBJECTION: This data request seeks information held by and regarding The Empire District Electric Company – and not regarding the subject of this docket, Liberty. Liberty objects to this DR on the bases that it: is overly broad; seeks information that is beyond Liberty’s possession, custody, and control; is not proportional to the needs of the case considering the totality of the circumstances; seeks information that is not relevant or reasonably calculated to lead to the discovery of admissible evidence in this proceeding, including on the basis that a Liberty Missouri-regulated utility is not a party to or the subject of the documents; and seeks information that may be privileged. Without waiving the foregoing objection, the Company will make available for on-site review only items relating to the Company and/or its Missouri operations that are not privileged, if any exist.

NOTICE: In accordance with Commission Rule 20 CSR 4240-2.090(2), the Company hereby notifies OPC that it is unable to answer DRs 3006 - 3017 within 20 days due to the scope of the requested documents, need for review for any privileged materials, and the time to resolve any dispute arising about the scope of materials to be provided. The Company intends to answer the DRs by June 4, 2024.

Please let me know if you have any questions.

/s/ Jermaine Grubbs
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