

**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 Otherwise Control and Manage )  
a Natural Gas Distribution System to Provide Gas )  
Service in Newton County as an Expansion of its )  
Existing Certificated Areas )

**File No.: GA-2020-0105**

**ORDER DIRECTING NOTICE, SETTING DEADLINE FOR  
INTERVENTION REQUESTS, AND DIRECTING FILING OF  
STAFF RECOMMENDATION**

Issue Date: October 16, 2019

Effective Date: October 16, 2019

On October 14, 2019, Spire Missouri, Inc. (the “Company”), filed the above-referenced application. The application seeks, among other things, 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 Newton County, Missouri, as a further expansion of the Company’s existing certificated area.

The Commission will direct notice of the application be given to the Newton County Commission, local newspapers, and members of the General Assembly representing residents of Newton County. The Commission will set a deadline for interested parties to intervene. The Commission will also direct its Staff to file a recommendation with regard to said application.

The Commission notes that the caption of the case has been corrected to show that the proposed service area is in Newton County.

**THE COMMISSION ORDERS THAT:**

1. The Commission's Data Center shall provide a copy of this order and the Application to the County Commission of Newton County, Missouri.
2. The Commission's Public Policy and Outreach Department shall make notice of this order available to the members of the General Assembly representing Newton County and to the media serving that county.
3. Any person wishing to intervene in this matter shall file an application to intervene no later than November 5, 2019. The application shall be filed in the Commission's Electronic Filing and Information System ("EFIS") or with the Secretary of the Commission. Comments on the Application may also be made in EFIS.
4. No later than December 15, 2019, the Staff of the Missouri Public Service Commission shall file a recommendation regarding Spire Missouri, Inc.'s application for a Certificate of Public Convenience and Necessity.
5. This order shall be effective when issued.

**BY THE COMMISSION**



A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Charles Hatcher, Regulatory Law Judge,  
By delegation of authority pursuant  
To Section 388.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
On the 16<sup>th</sup> day of October, 2019

**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                ) Case No. \_\_\_\_\_  
Otherwise Control and Manage a Natural Gas Distribution                    )  
System to Provide Gas Service in Barton    )  
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, 20 CSR 4240-2.060 and Commission Rule 20 CSR 4240-3.205, 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 Newton 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

Goldie T. Bockstruck Director,  
Associate General Counsel  
Spire Missouri Inc.  
700 Market Street  
St. Louis, MO 63101  
314-342-0533 Office  
[Goldie.Bockstruck@spireenergy.com](mailto:Goldie.Bockstruck@spireenergy.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 to an individual project. This project is in Section 34, Township 27 North, Range 31 West. This project located in Newton County in Missouri. The listed section above is an area where a customer has contacted Spire with a need for a distribution system extension to service poultry operations. The legal description of the new area is set forth in the attached Appendices. 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 area would 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 4 additional customers from this project. The names and addresses of the additional customers are attached in Appendix 2. Appendix 2 has been identified as Confidential pursuant to Commission Rule 20 CSR 4240-2.135(2)(A)1, because it contains information relating directly to specific customers. Estimated revenues and expenses for the first three years of operations are shown in the feasibility study attached as Appendix 3. Appendix 3 has been identified as Confidential pursuant to Commission Rule 20 CSR 4240-2.135(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.

6. Spire holds all necessary franchises and permits from municipalities, counties, or other authorities that are required for Spire to serve the subject area. Documentation that provides assent for Newton County can be found in Appendix 4. Also included in Appendix 4 is a signed affidavit of Patti Reardon, Manager, Small Commercial and Industrial, Spire Missouri, attesting to the validity of the county assent.

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 20 CSR 4240-4.017(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 20 CSR 4240-4.017(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 20 CSR 4240-4.015(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 20 CSR 4240-4.017(1), grant a variance from the filing requirements of Commission rule 20 CSR 4240-3.205(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.

Respectfully submitted,

Goldina Y. Bozysznick  
ATTORNEYS FOR  
SPIRE MISSOURI INC.

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing document has been sent by electronic mail this 14<sup>th</sup> day of October, 2019, to:

General Counsel's Office  
Missouri Public Service Commission  
[staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov)

Office of the Public Counsel  
[opcservice@opc.mo.gov](mailto:opcservice@opc.mo.gov)

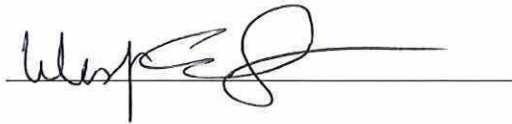
Goldina Bozysznick



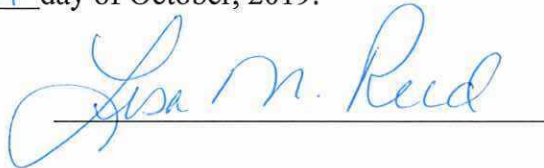
VERIFICATION

State of Missouri     )  
                                  ) ss  
County of St. Charles     )

I, Wesley Selinger, having been duly sworn upon my oath, state that I am Manager, Rates and Planning 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.



Subscribed and sworn before me this 14<sup>th</sup> day of October, 2019.

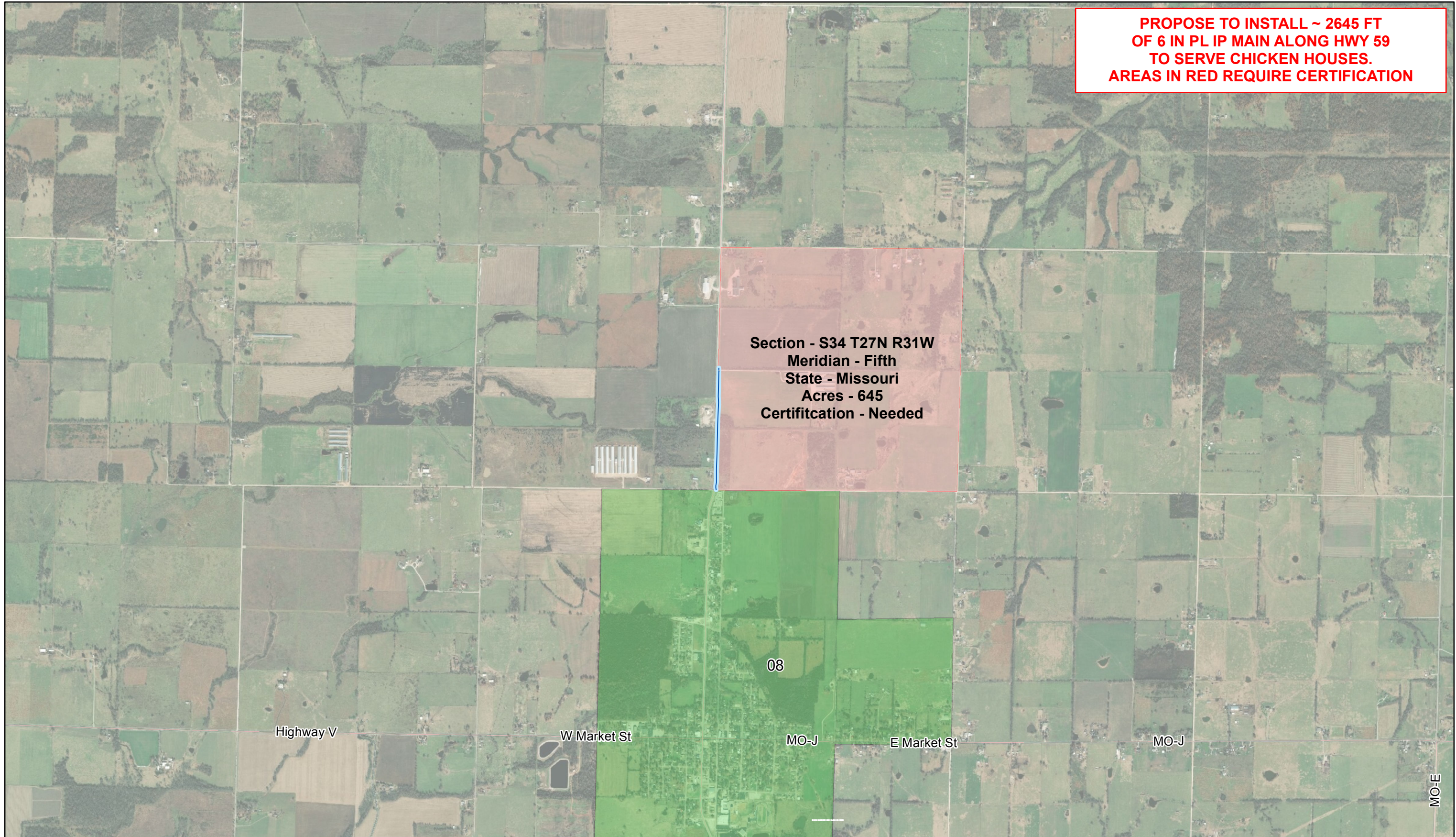




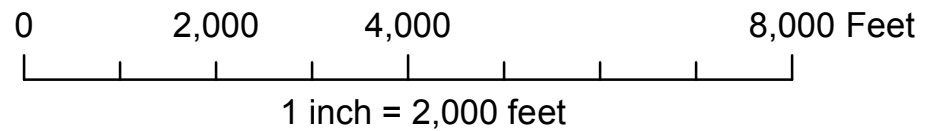


**PROPOSE TO INSTALL ~ 2645 FT  
OF 6 IN PL IP MAIN ALONG HWY 59  
TO SERVE CHICKEN HOUSES.  
AREAS IN RED REQUIRE CERTIFICATION**

**Section - S34 T27N R31W  
Meridian - Fifth  
State - Missouri  
Acres - 645  
Certification - Needed**



**Job Description:** Kiem Ho (Red Dragon Farm) ext Diamond



**Maximo Work Order:** 19809473  
**Project #:** 802807



**PAGE 1 OF 1**



APPENDIX 2 HAS BEEN  
IDENTIFIED AS  
CONFIDENTIAL

APPENDIX 3 HAS BEEN  
IDENTIFIED AS  
CONFIDENTIAL



## THE NEWTON COUNTY COMMISSION

Newton County Courthouse · 101 South Wood · Suite 201 · Neosho MO 64850  
Phone: 417.451.8223 · Fax: 417.451.8289

October 2, 2019

### STATEMENT OF NEWTON COUNTY COMMISSION REGARDING THE EXPANSION OF SPIRE MISSOURI'S SERVICE TERRITORY

On October 2, 2019, the Newton County Commission held its regularly scheduled meeting. One item addressed in the meeting was Spire Missouri's pending application with the Missouri Public Service Commission requesting approval to further expand the Company's service territory into Newton County. The Newton County Commission is in full support of Spire further extending its service area into Newton County and welcomes the opportunities for additional growth that providing gas service will bring. The Newton County Commission would offer this statement in full support of Spire expanding its service area into all areas of Newton County where it is legally permissible to do so and hereby grants Spire all necessary authority and permissions to do so.

Very truly yours,

THE NEWTON COUNTY COMMISSION

Bill Reiboldt  
Presiding Commissioner

Alan Cook  
District 1 Commissioner

Jim Jackson  
District 2 Commissioner

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

In the Matter of the Application of Spire Missouri	)	<b>File No.</b>
Inc. for a Certificate	)	
of Convenience and Necessity to Construct, Install,	)	
Own, Operate, Maintain, and Otherwise Control	)	
and Manage a Natural Gas Transmission Line to	)	
Provide Gas Service to a single customer in Barton	)	
County not served by Natural Gas	)	
Expansion of its Existing Certificated Areas.	)	

**AFFIDAVIT AND VERIFICATION**

STATE OF MISSOURI	)	
	)	SS.
COUNTY OF <u>Jackson</u>	)	

, of lawful age, being first duly sworn, deposes and states:

1. My name is Patti Reardon, I am Manager, Small Commercial and Industrial Business Development. My business address is 7500 E. 35<sup>th</sup> Terrace, Kansas City, Missouri, 64129.
2. The purpose of this affidavit is to comply with Commission Rule 20 CSR 4240-3.205(1)(D) and 240.3.205(2) requiring Spire to file a certified copy of the document granting it the necessary consent or franchise or an updated affidavit attesting that it has received the necessary county consent for the requested service territory expansion.
3. Spire received a written and signed consent letter from the Newton County Commission on October 2, 2019. The Newton County Commission's signed consent letter has been included in this Appendix.
4. I hereby swear and affirm that the information contained herein, and in the attached documents is true and correct to the best of my knowledge and belief.

*Patti Reardon*  
Patti Reardon

Subscribed and sworn to before me this 14th day of October, 2019.

*Mel Wurtz*  
Notary Public



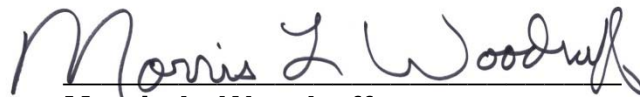
**STATE OF MISSOURI**

**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 16<sup>th</sup> day of October 2019.



  
Morris L. Woodruff  
Secretary



**MISSOURI PUBLIC SERVICE COMMISSION**

**October 16, 2019**

**File/Case No. GA-2020-0105**

**Missouri Public Service  
Commission**

Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**

Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opcservice@opc.mo.gov

**County of Newton, Missouri**

County Commission Clerk  
101 S. Wood St. Newton County  
Courthouse  
P.O. Box 488  
Neosho, MO 64850

**Spire**

Goldie Bockstruck  
700 Market Street  
St. Louis, MO 63101  
goldie.bockstruck@spireenergy.com

**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.