

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of)
Summit Natural Gas of Missouri, Inc.) **File No. GE-2020-0009**
for Waiver Concerning Commission Rule)
20 CSR 4240-40.090)

ORDER DIRECTING RESPONSE

Issue Date: October 30, 2019

Effective Date: October 30, 2019

On July 15, 2019, Summit Natural Gas of Missouri, Inc. ("Summit") filed for a waiver of rules requiring a depreciation study, database, and property unit catalog no less often than every 5 years. Staff recommended granting a ten year waiver of the depreciation study, but reject waiving the database and property unit catalog requirements. The Office of the Public Counsel recommended no more than a five year waiver. All parties have filed responses and none object to the Stipulation and Agreement, the conditions contained in the Stipulation and Agreement, or limiting the waiver to no more than 5 years.

The Commission requires further information to make its decision. The rule at issue, 20 CSR 4240-40.090, became effective July 30, 2019. Staff's Recommendation and Memorandum both cite to 40.090(1)(A) as the rule being waived, and specify that (1)(A)2 and (1)(A)3 should not be waived. Subsection (1)(A) of the rule offers definitions of what is to be included in (1) the depreciation study, (2) the database, and (3) the property catalog. However, it seems that (1)(B) is the subsection needed be waived, as it requires submission of the three items every 5 years, and upon submission of a general rate case.

- 1) Should the requested waiver of the 5 year requirement (for the depreciation study only) be under 40.090(1)(B)1?

The Commission also has a related question with paragraph a of the conditions (bottom of page 5 of Staff Memorandum): "Summit shall submit a statistical depreciation

study, database, and property unit catalog according to 20 CSR 4240-40.090 on or before July 01, 2024.” This paragraph is seemingly waiving the 5 year submission requirements for all three items; depreciation study; database; and property unit catalog. Summit will have to submit the latter two items upon submission of a general rate case (40.090(1)(B)2; see *also* condition paragraph b), but Staff’s recommendation specifically said there was no good cause to waive the latter two.

- 2) Is the intent of condition paragraph a that the database and property unit catalog are still due under the every-5-year requirement of 40.090(1)(B)1?
- 3) If the intent is not to waive the database and property unit catalog requirements under the every-5-year requirement of 40.090(1)(B)1, should the mention of the database and property unit catalog be deleted from condition paragraph a?

The Commission will direct the parties to respond to the above questions.

THE COMMISSION ORDERS THAT:

1. No later than 3 p.m., November 1, 2019, the Staff of the Commission, Summit Natural Gas of Missouri, Inc., and the Office of the Public Counsel shall file responses to the three underlined questions in the body of this order.
2. This order shall be effective when issued.

BY THE COMMISSION



Morris L. Woodruff

Morris L. Woodruff
Secretary

Charles Hatcher, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 30th day of October, 2019.

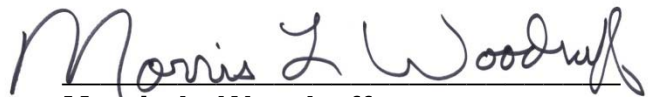
STATE OF MISSOURI

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 30th day of October 2019.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

October 30, 2019

File/Case No. GE-2020-0009

**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,

A handwritten signature in dark ink, reading "Morris L. Woodruff". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

**Morris L. Woodruff
Secretary**

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