

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

In the Matter of the Application of)
Mid South Missouri, LLC)
For a Permanent Waiver From Certain)
Provisions of 20 CSR 4240-40.030) File No. _____

APPLICATION FOR WAIVER

COMES NOW Mid South Missouri, LLC (“Applicant”), pursuant to 20 CSR 4240-40.030(18), and, for its Application for Waiver, respectfully states as follows to the Missouri Public Service Commission (“Commission”).

THE APPLICANT

1. Mid South Missouri, LLC (“Applicant”) is a Missouri Limited Liability Company, organized and existing under the laws of the State of Missouri, with a registered address of 222 E. Dunklin, Suite 102, Jefferson City, Missouri 65101. Applicant’s Certificate of Good Standing from the Missouri Secretary of State’s Office is attached as Appendix A, and such status remains current and correct. Applicant affirms that it has no pending actions or final unsatisfied judgments or decisions against it from any state or federal agency or court that involve customer service or rates, and that it has no overdue annual reports or assessment fees.¹

¹ See Commission Rule 20 CSR 4240-2.060(1)(G).

2. Pleadings, notices, orders, and other correspondence and communications regarding this docket should be addressed to the undersigned counsel for Applicant and also to:

Robert Conrad
Mid South Missouri LLC
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Collierville, TN 38017
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BACKGROUND

3. Applicant owns and operates a natural gas transmission pipeline located in Stoddard County, Missouri. The pipeline extends from the Renewable Natural Gas ("RNG") facility at the Lemons East Landfill, located at 15250 Old Bloomfield Road, Dexter, Missouri 63841, and connects to the Enbridge Interconnect Station located on County Road 702, Dexter, Missouri.

4. The gas transported by Applicant is injected directly into the Enbridge interstate pipeline system. Enbridge requires that all gas injected into its interstate system be free of odorants. Consequently, compliance with 20 CSR 4240-40.030 would impose a significant financial burden on Applicant, requiring installation of odorization equipment that cannot be utilized for gas ultimately delivered into the Enbridge interstate pipeline.

20 CSR 4240-40.030 WAIVER

5. The Applicant requests that the Commission grant a permanent waiver of compliance ("waiver") for the above described gas transmission line. The purpose of the

waiver is to exempt Applicant from the provisions of 20 CSR 4240-40.030(12)(P), which, in relevant part, require as follows:

(P) Odorization of Gas. (192.625)

1. A combustible gas in a transmission line or distribution line must contain a natural odorant or be odorized so that at a concentration in air of one-fifth (1/5) of the lower explosive limit, the gas is readily detectable by a person with a normal sense of smell. . . .

6. Waivers from these gas safety rules are permitted, upon a showing that gas safety is not compromised. Commission Rule 20 CSR 4240-40.030(18) states as follows:

(18) Waivers of Compliance. Upon written request to the secretary of the commission, the commission, by authority order and under such terms and conditions as the commission deems appropriate, may waive in whole or part compliance with any of the requirements contained in this rule. Waivers will be granted only on a showing that gas safety is not compromised. If the waiver request would waive compliance with a federal requirement in 49 CFR part 192, additional actions shall be taken in accordance with 49 USC 60118 except when the provisions of subsection (17)(G) apply.

7. Applicant seeks a permanent waiver from Commission Rule 20 CSR 4240-40.030(12)(P) as to that portion of its transmission line described above pursuant to Commission Rule 20 CSR 4240-40.030(18).

8. Gas in the Enbridge interstate pipeline system is not odorized, and gas to be injected into the interstate pipeline system is not permitted to be odorized.

9. If Applicant is required to odorize the gas moving from the gathering area to the Enbridge Pipeline, it will also be required to remove that odorization from the gas

before injection. Such a process would provide a great amount of additional cost without a significant safety benefit as Applicant is unaware of any commercially available equipment for the removal of odorant from gas and, thus, Applicant would have to design and construct equipment capable of removing odorant from gas.

10. Safety will not be compromised by the requested waiver because of the nature of the transmission line in question. Odorization is generally required such that it would be detected by a person with a “normal sense of smell.” This creates a “warning system” in homes or other locations where gas is consumed. However, the gas flowing on the line for which Applicant seeks a waiver will not be used for service to any end users, only to deliver gas to the interstate pipeline. Accordingly, the odorization is not necessary for its purpose.

11. The federal statute referenced by Commission Rule 20 CSR 4240-40.030(18) (49 U.S.C. 60118) states in relevant part that:

(d) WAIVERS BY STATE AUTHORITIES.

If a certification under section 60105 of this title or an agreement under section 60106 of this title is in effect, the State authority may waive compliance with a safety standard to which the certification or agreement applies in the same way and to the same extent the Secretary may waive compliance under subsection (c) of this section. However, the authority must give the Secretary written notice of the waiver at least 60 days before its effective date. If the Secretary makes a written objection before the effective date of the waiver, the waiver is stayed. After notifying the authority of the objection, the Secretary shall provide a prompt opportunity for a hearing. The Secretary shall make the final decision on granting the waiver.

12. Applicant asks that the Commission grant the permanent waiver requested herein and take such further steps as are necessary to confirm the non-objection of the United States Secretary of Transportation.

SAFETY CONSIDERATIONS

13. Granting this waiver will not compromise public safety. Applicant's operations remain fully subject to the safety standards established by the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration (PHMSA), including 49 CFR Part 192.

CONDITIONS

14. In conjunction with a grant of the waiver requested herein, Applicant recommends that the Commission include the following conditions:

- a. Applicant may not serve any Missouri customers from this pipeline without prior Commission approval;
- b. Applicant shall conduct leakage surveys and patrols along the entire length of the pipeline at least once per calendar year;
- c. Applicant shall conduct a class location study of the Applicant transmission pipeline annually, notifying Commission Staff of any class location changes within 30 days of discovery;
- d. Whenever Applicant is made aware (through notification by Missouri One Call, or other source) that its pipeline lies within the area described in the notice of excavation, or is within two (2) feet of such area, in addition to following the requirements of RSMo Chapter 319 to locate its line, Applicant will have personnel onsite monitoring for damages to its pipeline during excavation work.

CONCLUSION

15. For the reasons set forth above, Applicant respectfully requests that the Missouri Public Service Commission grant Mid South Missouri, LLC a waiver of 20 CSR 4240-40.030 for its pipeline operations, to remain in effect indefinitely.

Respectfully submitted,

/s/ James R. Tweedy

By: _____
James Tweedy #38164

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VERIFICATION

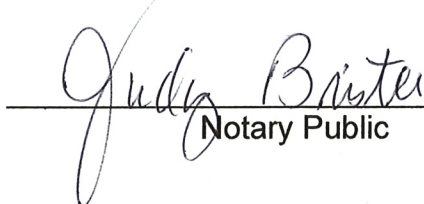
STATE OF MISSISSIPPI)
) ss
COUNTY OF MARSHALL)

I, Robert Conrad, having been duly sworn upon my oath, state that I am the Owner/President of Mid South Missouri, LLC, that I am authorized to execute this verification on behalf of Mid South Missouri, LLC, and that the matters and things stated in the foregoing pleading are true and correct to the best of my information, knowledge, and belief. Additionally, no representative of Mid South Missouri, LLC has had any communication with the office of the Missouri Public Service Commission as defined in Commission Rule 20 CSR 4240-4.015(10), within the immediately preceding 150 days regarding the subject matter of this Application.



Robert Conrad, Owner/President

Subscribed and sworn to before me, a notary public, on this 29th day of September, 2025.



Notary Public

My Commission expires: April 7, 2029

