

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a session of the Public Service Commission held by telephone and internet audio conference on the 31<sup>st</sup> day of March, 2021.

In the Matter of the Application of Spire Missouri Inc. d/b/a Spire for Approval to Establish an On-Bill Financing Program and Cost Recovery Mechanism ) ) **File No. GO-2021-0126**  
 ) Tariff Nos. YG-2021-0112  
 ) and YG-2021-0113

**ORDER SETTING PROCEDURAL SCHEDULE**

Issue Date: March 31, 2021

Effective Date: March 31, 2021

On October 30, 2020, Spire Missouri, Inc. d/b/a Spire filed an application for approval of a new tariffed program, an on-bill financing program, and an associated cost recovery mechanism. The Commission directed the parties to file a proposed procedural schedule including a date for an evidentiary hearing. The parties filed a joint proposed procedural schedule on March 19, 2021.

The Commission will adopt a majority of the proposed procedural schedule. Because of Commission scheduling conflicts the Commission will set different dates for the hearing and for post-hearing briefs. Additionally, the Commission will adopt other procedural requirements proposed by the parties.

**THE COMMISSION ORDERS THAT:**

1. The following procedural schedule is adopted:

<u>Item</u>	<u>Date</u>
Non-Company Rebuttal Testimony	April 21, 2021
All Party Surrebuttal Testimony	May 13, 2021
Settlement Conference	May 20, 2021

Discovery Cutoff	May 21, 2021 <sup>1</sup>
List of Issues, Order of Witnesses And Order of Cross-Examination	June 1, 2021
Statement of Positions	June 4, 2021
Evidentiary Hearing	June 17, 2021
Initial Briefs	June 30, 2021
Reply Briefs	July 14, 2021

2. The evidentiary hearing shall be held by video and teleconference via WebEx beginning at 9:00 a.m. on June 17, 2021. Participants shall appear at the evidentiary hearing electronically via WebEx video and telephone conference. The hearing audio will also be live-streamed via the Commission's website at psc.mo.gov. Interested persons who will not be actively participating in the hearing should access the hearing via the live stream. The link and access code to participate in the hearing via WebEx conference call will be emailed to all parties.

3. The parties shall comply with the following procedural requirements:

- (A) All parties must comply with the requirements of Commission Rule 20 CSR 4240-2.130 for prepared testimony, including the requirement that testimony be filed on line-numbered pages.
- (B) All parties shall provide copies of testimony, schedules, exhibits, and pleadings to other counsel of record by electronic means and in electronic form, essentially concurrently with the filing of such testimony, schedules, exhibits, or pleadings where the information is available in electronic format. Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- (C) Although not all parties may agree upon how each issue should be described or on whether a listed issue is in fact a proper issue in this case, the parties shall agree upon and file a list of the issues to be heard, the

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<sup>1</sup> This designates the final day by which to issue new data requests, to request any written discovery, and by which to conduct depositions.

witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. The list of issues Commission will view any issue not contained in this list of issues as uncontested and not requiring resolution by the Commission.

- (D) Each party shall file a simple and concise statement summarizing its position on each disputed issue. Position Statements shall track the list of issues. Any position statement shall set forth any order requested, cite any law authorizing that relief, and allege facts relevant under the law with citations to any pre-filed testimony in support.
- (E) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 20 CSR 4240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.
- (F) Parties shall treat all confidential information with the appropriate designation and comply with all provisions of 20 CSR 4240 2.135.
- (G) Data requests (DR) issued to or by Staff shall be submitted and responded to in the Commission's Electronic Filing and Information System (EFIS). If this is not feasible, Staff shall be contacted to arrange an appropriate alternative. Counsel for each party shall receive electronically from each party serving a DR, an electronic copy of the text of the "description" of that data request contemporaneously with service of the data request. Regarding Staff-issued DRs, if the description contains confidential information, or is voluminous, a hyperlink to the EFIS record of that DR shall be considered a sufficient copy. If a party desires a copy of the responses to DRs served on another party, the party desiring a copy must request that copy from the party responding to that DR. DRs shall be emailed to counsel for the other parties to this matter. Counsel may designate other personnel to be added to a service list for DRs, but shall assume the responsibility for enforcing such a request and ensuring the preservation of confidentiality. DR responses should be served on counsel for the requesting party electronically, if feasible, pursuant to Commission rules. The Company's responses to Staff's DRs will be available to other parties on EFIS.
- (H) The response time for all DRs is measured in calendar days. DRs issued after 5:00 p.m. are treated as having been issued the following calendar day. Pursuant to 20 CSR 4240-2.090.2(D) the response time for DRs is 10 calendar days from the date of request with objections being served no later than 3 business days from the request date. After the filing of rebuttal testimony on April 21, 2021, DR response time is shortened to 5 calendar days with 3 business days to object.

- (I) Data request responses containing models, spreadsheets or similar documents originally in a commonly available format, in which inputs or parameters may be changed to observe changes in inputs or outputs, as discussed above should be provided in their original format with formulas intact.
- (J) Discovery disputes shall be handled in accordance with 20 CSR 4240-2.090.8.
- (K) Workpapers prepared in the course of developing a witness' testimony including schedules (whether filed separately or as part of a report) shall not be filed with the Commission, but shall be provided to each party within two (2) business days following the filing of the relevant testimony. Workpapers containing confidential information should be marked in compliance with 20 CSR 4240-2.135. Counsel for each party shall undertake to advise other counsel if a sponsored witness has no workpapers associated with a specific piece of testimony. Where workpapers include models, spreadsheets or similar documents originally in a commonly available format, in which inputs or parameters may be changed to observe changes in inputs or outputs, if available in that original format, the party providing the workpaper shall provide this type of information in that original format with formulas intact. Workpapers shall be provided in electronic format by email or on a compact disc or other electronic storage media where appropriate.
- (L) Documents filed in EFIS shall be considered properly served by serving the same on counsel of record for all parties via email.
- (M) Exhibit numbers are assigned in the following manner:

Spire	1-99
Commission Staff	100-199
Office of the Public Counsel	200-299
Renew Missouri	300-399
Consumers Council	400-499

- (N) Each party shall prepare a list of its pre-filed, pre-marked exhibits and submit a copy of that list to every other party and to the regulatory law judge via email no later than June 14, 2021. The lists shall not be filed in the EFIS case file.

(O) Exhibits that may be offered during cross-examination, but which have not been pre-filed, need not be included on the exhibit list. However, when those documents are offered during the hearing, they will be assigned a number from that party's number group. Additionally, an electronic copy of all known exhibits, including demonstrative exhibits to be used in opening statements, shall be emailed to the regulatory law judge and all parties no later than 8:30 a.m. June 17, 2021.

4. This order is effective when issued.



**BY THE COMMISSION**

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

Morris L. Woodruff  
Secretary

Silvey, Chm., Kenney, Rupp, Coleman, and  
Holsman CC., concur.

Dippell, Deputy Chief Regulatory Law Judge

**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 31<sup>st</sup> day of March, 2021.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**March 31, 2021**

**File/Case No. GO-2021-0126**

**Missouri Public Service Commission**  
Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounselservice@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

**Consumers Council of Missouri**  
John B Coffman  
871 Tuxedo Blvd.  
St. Louis, MO 63119-2044  
john@johncoffman.net

**Missouri Public Service Commission**  
Whitney Payne  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
whitney.payne@psc.mo.gov

**Renew Missouri**  
Tim Opitz  
409 Vandiver Dr Building 5, Suite 205  
Columbia, MO 65202  
tim@renewmo.org

**Spire**  
Matthew Aplington  
700 Market Street  
Saint Louis, MO 63101  
matt.aplington@spireenergy.com

**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.