

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

In the Matter of the Application of Spire Missouri)
Inc. for a Temporary Variance of its Meter)
Sampling Program for Diaphragm Meters During) Case No. GE-2023-0354
Deployment of Ultrasonic Automated Metering)
Infrastructure.)

FULL AND UNANIMOUS STIPULATION AND AGREEMENT

COMES NOW Spire Missouri Inc. (“Spire Missouri” or "Company") and the Staff of the Missouri Public Service Commission (“Staff”) (collectively, the “Parties”), by and through counsel, and respectfully submits this *Full and Unanimous Stipulation and Agreement* (this “Stipulation”), stating the following to the Missouri Public Service Commission (“Commission”):

1. On April 11, 2023, Spire Missouri filed its *Verified Application for Variance of Meter Testing Requirements and for Waiver from 60-Day Notice Rule* (“Application”).
2. On July 10, 2023, Staff filed its recommendation on the Application.
3. This Stipulation is being entered into for the purpose of settling all issues in this case.
4. The Parties agree that Spire Missouri’s request for a temporary variance from the Commission’s order in GO-91-353 for its Spire Missouri West operating area should be denied.
5. The Parties agree that Spire Missouri’s request for a temporary variance from the Commission’s order in GO-95-320 for meter testing in its Spire Missouri East operating area should be approved. The Parties also agree that this temporary variance will terminate on December 31, 2025.

6. The Parties agree that Spire Missouri will file an updated Sheet No. R-8 reflecting the Commission's order in this case.

7. The Parties agree that a Commission order approving this Stipulation would not affect any prior Commission order with the exception of GO-95-320, Spire Missouri's meter testing program for its East operating area, as noted in Paragraph 5.

8. The Parties further agree to the following conditions:

a. The temporary variance from Spire Missouri East's meter sampling plan applies only to Class 250, 400, and 600 diaphragm meters and expires on December 31, 2025. Spire Missouri shall continue to test rotary and turbine meters at least every 120 months. Spire Missouri shall continue to remove, inspect, and test tin case, iron case, steel case, and older aluminum case meters at least once every 120 months to the extent any such meters are still in use.

b. Spire Missouri shall communicate with customers where an appointment is needed for the ultrasonic meter change, informing them of the option to test the diaphragm meter upon removal to verify accuracy. Spire Missouri will also post on its public facing website, the tariff language contained on Sheet R-8 regarding meter testing options for diaphragm meters.

c. Spire Missouri will continue to follow its current policy regarding high bill investigations and test meters that the Company has determined could be measuring outside of our accepted accuracy standards. Spire Missouri will continue to test meters upon customer request pursuant to 20 CSR 4240-10.030(20).

d. The temporary variance does not apply to ultrasonic meters. Spire Missouri shall periodically test ultrasonic meters in accordance with the rule and maintain a record of the results.

e. Spire Missouri shall maintain records of manufacturer/factory tests for installed ultrasonic meters.

GENERAL TERMS

9. This Stipulation is being entered into solely for the purpose of settling the issues in this case. Unless otherwise explicitly provided herein, none of the Signatories shall be deemed to have approved or acquiesced in any ratemaking or procedural principle. Except as explicitly provided herein, none of the Signatories shall be prejudiced or bound in any manner by the terms of this Stipulation in this or any other proceeding. This Stipulation has resulted from extensive negotiations among the Signatories, and the terms hereof are interdependent and non-severable. If the Commission does not approve this Stipulation unconditionally and without modification, or if the Commission approves the Stipulation with modifications or conditions to which a Signatory objects, then this Stipulation shall be void and none of the Signatories shall be bound by any of the agreements or provisions hereof.

10. In the event the Commission accepts the specific terms of this Stipulation without condition or modification, the Signatories waive their respective rights to call, examine, and cross-examine witnesses pursuant to §536.070(2) RSMo; present oral argument and written briefs pursuant to §536.080.1; their respective rights to the reading of the transcript by the Commission pursuant to §536.080.2; their respective rights to seek rehearing pursuant to §386.500; and their respective rights to judicial review pursuant to §386.510. These waivers apply only to a Commission order approving this Stipulation without condition or modification issued in this proceeding. The Signatories agree that any and all discussions, suggestions, or memoranda reviewed or discussed, related to this Stipulation shall be privileged and shall not be subject to discovery, admissible in evidence, or in any way used, described or discussed.

11. This Stipulation contains the entire agreement of the Signatories concerning the issues addressed herein. The intent of the Signatories has been fully and exclusively expressed in this document.

WHEREFORE, the Parties respectfully request that the Commission accept and issue an order adopting this Stipulation and order any other relief as is just and reasonable.

Respectfully submitted,

/s/ J. Antonio Arias

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**Attorney for the Staff of the
Missouri Public Service Commission**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served via electronic mail to the Parties of record on this 21st day of August, 2023.

/s/ Julie Johnson