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DEC 12 2013

Missouri Public Service Commission

(Date File Stamp)

Missouri Public Service Commission

Judge or Division:	Appellate Number:	
Appellant: The Office of the Public Counsel	Missouri Public Service Commission File Number: GO-2014-0006	
vs.		
Respondent: The Missouri Public Service Commission		

Notice of Appeal

Notice is given that The Office of the Public Counsel appeals to the Missouri Court of Appeals Western Eastern Southern District.

Date Notice of Appeal
(to be filled in by Secretary of Commission)

Filed Signature of Attorney or Appellant

The notice of appeal shall include the appellant's application for rehearing, a copy of the reconciliation required by subsection 4 of section 386.420, a concise statement of the issues being appealed, a full and complete list of the parties to the commission proceeding, and any other information specified by the rules of the court. The appellant(s) must file the original and (2) two copies and pay the docket fee required by court rule to the Secretary of the Commission within the time specified by law. **Please make checks or money orders payable to the Missouri Court of Appeals.** At the same time, Appellant must serve a copy of the Notice of Appeal on attorneys of record of all parties other than appellant(s), and on all parties not represented by an attorney.

CASE INFORMATION

Appellant Attorney / Bar Number: Marc Poston #45722	Respondent's Attorney / Bar Number: Shelley Brueggemann, MO Bar #52173
Address: 200 Madison Street, Suite 650 PO Box 2230 Jefferson City, MO 65102	Address: 200 Madison Street, Suite 800 PO Box 360 Jefferson City, MO 65102
Telephone: 573-751-4857	Fax: 573-751-5562
Telephone: 573-751-7393	Fax: 573-522-4016
Date of Commission Decision: 10/16/213	Date of Application for Rehearing Filed: 10/25/2013
Date Application for Rehearing Ruled On: 11/13/2013	

DIRECTIONS TO COMMISSION

A copy of the notice of appeal and the docket fee shall be mailed to the clerk of the appellate court. Unless otherwise ordered by the court of appeals, the commission shall, within thirty days of the filing of the notice of appeal, certify its record in the case to the court of appeals.

Certificate of Service

I certify that on 12-12-2013 (date), I served a copy of the notice of appeal on the following parties, at the following address(es), by the method of service indicated.

Missouri Public Service Commission – Hand delivered

Kevin Thompson #36288

PO Box 360

Jefferson City, MO 65102

Liberty Utilities – U.S. Mail Service

Larry W. Dority #25617

100 Madison Street, Suite 400

Jefferson City, MO 65101

A handwritten signature in black ink, appearing to read 'Meyers', is written over a horizontal line.

Appellant or Attorney for Appellant

LIST OF PARTIES TO THE COMMISSION PROCEEDING

(As required by § 386.510 RSMo)

The following parties participated in Public Service Commission Case Number GO-2013-0391:

<p>Liberty Utilities:</p> <p>Larry W. Dority, MBN 25617 Fischer & Dority, P.C. 101 Madison Street, Suite 400 Jefferson City, MO 65101 Telephone: (573) 636-6758 Facsimile: (573) 636-0383 lwdority@sprintmail.com</p> <p>Attorney for Liberty Utilities</p>	<p>Office of the Public Counsel:</p> <p>Marc D. Poston, MBN 45722 Deputy Public Counsel P. O. Box 2230 Jefferson City MO 65102 (573) 751-5558 (573) 751-5562 FAX marc.poston@ded.mo.gov</p> <p>Attorney for the Office of the Public Counsel</p>
<p>Public Service Commission Staff:</p> <p>Kevin Thompson MBN 36288 Chief Staff Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 573-751-6514 (Voice) 573-526-6969 (Fax) kevin.thompson@psc.mo.gov</p> <p>Attorney for the Staff of the Missouri Public Service Commission.</p>	

STATEMENT OF THE ISSUES

(As required by § 386.510 RSMo)

Appellant Public Counsel will raise the following issues on appeal:

1. OPC challenges the lawfulness and reasonableness of the Public Service Commission's findings and conclusions issued in its October 16, 2013 Report and Order in Case No. GO-2014-0006 regarding Liberty Utilities' application and petition to increase its Infrastructure System Replacement Surcharge (ISRS).

FORM 1. CIVIL CASE INFORMATION FORM SUPPLEMENT

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

No. WD _____

Public Counsel,

Petitioner/Appellant

Marc Poston, Bar Number 45722

P.O. Box 2230

Jefferson City, MO 65102

vs.

Missouri Public Service Commission

Defendant/Respondent

Shelly Brueggemann, Bar Number 52173

P.O. Box 360

Jefferson City, MO 65102

Date Notice filed with the Public Service Commission December 12, 2013

The Record on Appeal will consist of a Legal File Only. (This will include records filed pursuant to Rules 81.13 and 81.16)

FACTUAL BACKGROUND: (Events Giving Rise to Cause of Action)

Judicial Review of the Missouri Public Service Commission's October 16, 2013 *Report and Order* issued in Case Number GO-2014-0006, In the Matter of the Verified Application and Petition of Liberty Energy (Midstates) Corp. d/b/a Liberty Utilities to Change Its Infrastructure System Replacement Surcharge

ISSUE(S):

(Anticipated to be Presented by the Appeal; Appellant is Not Bound by this Designation)

OPC challenges the lawfulness and reasonableness of the Public Service Commission's findings and conclusions issued in its October 16, 2013 Report and Order in Case No. GO-2014-0006 regarding Liberty Utilities' application and petition to increase its Infrastructure System Replacement Surcharge (ISRS).

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

In the Matter of the Verified Application)	
and Petition of Liberty Energy (Midstates))	
Corp. d/b/a Liberty Utilities to Change Its)	Case No. GO-2014-0006
Infrastructure System Replacement)	
Surcharge)	

AMENDED APPLICATION FOR REHEARING

COMES NOW the Missouri Office of the Public Counsel (“OPC”) and for its Application for Rehearing, respectfully requests rehearing¹ of the Commission’s October 16, 2013 Report and Order (“Order”) approving the Infrastructure System Replacement Surcharge (“ISRS”) petition filed by Liberty Energy (Midstates) Corp. d/b/a Liberty Utilities (“Liberty”), and in support of this Application, OPC states as follows:

1. The Office of the Public Counsel, in accordance with its statutory authority to represent ratepayers before the Missouri Public Service Commission,² hereby requests that the Commission rehear this case because the Commission’s findings and conclusions are unlawful and unreasonable, and could be harmful to consumers in future ISRS petitions if the practices it authorizes are followed here and in future cases.

2. Rehearing is appropriate because the Order unlawfully and unreasonably concludes, **“that the Petition and the supporting documentation provided by Liberty contained all information required by Subsections L and K in compliance with Commission Rule 4 CSR 240-3.265(20).”**³ This conclusion unlawfully misinterprets and misapplies the requirements of 4 CSR 240-3.265(20)(K) and (L). Rehearing this

¹ § 386.500 RSMo Supp. 2012. All statutory references are to RSMo Supp. 2012.

² § 386.710 RSMo.

matter will give the Commission an opportunity to, at a minimum, revise its Order to recognize that Liberty's petition did not comply with the rule, which the Commission can do and still allow for a one-time rule waiver under 4 CSR 240-2.015. This will ensure that all future ISRS petitions file this required information with each petition, thus giving Staff and OPC the full 120 days to review and seek discovery.

3. Subsection K requires ISRS petitions to provide a breakdown of costs identifying which category of gas utility plant project under Section 393.1009(5) RSMo qualifies the project for an ISRS, and the specific requirement being satisfied (statute, rule, order, etc) by the infrastructure replacement for each project. The Order concluded that Liberty satisfied these requirements. This conclusion is not supportable because the documents filed with the petition only identified projects qualifying under Section 393.1009(5)(a) and did not identify a single investment under the category of expenses found in Section 393.1009(5)(b) or (c) RSMo, yet Liberty's testimony shows multiple projects that Liberty claimed qualified under Section 393.1009(5)(b) and (c), and the Commission's Order also concluded that projects qualified under Section 393.1009(5)(b) and (c) RSMo.⁴ The Order states that "supporting documentation" provided the missing material, but the Order references documents that were not filed with the Petition. Furthermore, the petition did not identify "the specific requirements being satisfied by the infrastructure replacement for each" project, as required by 4 CSR 240-3.265(K).

4. Subsection L requires ISRS petitions to provide, "[f]or each project for which recovery is sought, the statute, commission order, rule, or regulation, if any, requiring the project..." (Emphasis added). The Commission concluded that not all

³ Order, pp. 11-12.

⁴ Order, p. 8.

eligible projects are specifically required to be completed by a particular statute, order or rule, and therefore “a citation to a statute, order or rule must be provided only in those situations where a particular project is specifically mandated by law.”⁵ If Liberty was required to identify only those projects specifically mandated by law, as the Order concludes, then the Order should have also concluded that Liberty’s petition was required to identify the requirement for *all* projects. This is because the testimony evidence of Liberty’s witness shows that Liberty claimed *every* investment was mandated by a Commission rule. Interpreting the term “if any” is irrelevant to this case. The Commission’s misinterpretation of 4 CSR 240-3.265(20) is unlawful and unreasonable.

5. Rehearing is also appropriate because the Order unlawfully and unreasonably concludes, **“A pipe damaged by a third party is in a deteriorated condition and, therefore, an eligible project because it has been lowered in quality, character, or value, although that deterioration has occurred quicker than what happens normally through the passage of time.”**⁶ This conclusion is unlawful in that it authorizes amounts to be included in the ISRS that are not authorized by Section 393.1009(5) RSMo. The Order recognizes that a destroyed or damaged pipe is different than a deteriorated pipe when the Order states that the “deterioration has occurred quicker than what happens normally through the passage of time.” But the Order takes an unreasonable and unlawful leap when it concludes that the term “deteriorated” includes pipe that has been damaged. These are different terms with different meanings. A deteriorated pipe is one where the quality of the pipe has been gradually lowered; it is not

⁵ Order, p. 11. The Order repeats this conclusion on Page 13, where it states that “such citations must be provided only in those situations where a particular project is specifically mandated by law.”

⁶ Order, p. 13.

a pipe that has been destroyed or damaged immediately. The Order weakens the protections provided by the rule because it opens up the door for infrastructure investments that are not the type contemplated by the statute.

6. Rehearing is also appropriate because the Order unlawfully and unreasonably concludes that, **“leak repairs performed by Liberty also qualify as eligible projects because they are “similar projects extending the useful life or enhancing the integrity of pipeline system components.””**⁷ This conclusion is unlawful and unreasonable in that general maintenance leak repairs are not the type of expense authorized by Section 393.1009(5) RSMo. A general leak repair is not similar to a “main relining project, service line insertion project, or joint encapsulation project” because Section 393.1009(5)(b) RSMo allows projects that significantly enhance the integrity of the system, not routine leak repairs.

7. In regards to the destroyed pipe and leaking pipe issues discussed in Paragraph 5 and 6 above, OPC asks the Commission to consider the interpretation of the ISRS statutes in light of the interpretation provided in Kansas, which adopted a statute that is nearly identical to the Missouri ISRS statute. K.S.A. § 66-2202 is the definition section of the Kansas Gas System Reliability Surcharge (GSRS), and it mirrors the Missouri ISRS statute’s definition section with regard to the definition of gas utility plant projects. K.S.A. § 66-2202(f) states that eligible plant projects may include the following (language that is identical to the Missouri ISRS statute is underlined, and language unique to the Missouri ISRS statute is in italics):

⁷ *Id.*

(1) Mains, valves, service lines, regulator stations, vaults and other pipeline system components installed to comply with state or federal safety requirements as replacements for existing facilities [that have worn out or are in deteriorated condition];

(2) Main relining projects, service line insertion projects, joint encapsulation projects and other similar projects extending the useful life or enhancing the integrity of pipeline system components undertaken to comply with state or federal safety requirements; and

(3) Facility relocations required due to construction or improvement of a highway, road, street, public way or other public work by or on behalf of the United States, this state, a political subdivision of this state or another entity having the power of eminent domain provided that the costs related to such projects have not been reimbursed to the natural gas public utility.

Qualifying projects under the Kansas GSRS are nearly identical to qualifying projects under the Missouri ISRS. The Kansas Corporation Commission (KCC) recently interpreted this language in a GSRS application filed by Midwest Energy, Inc.:

Many of the projects in Midwest's application deal with routine repairs that occur when a pipeline is damaged by an excavator or when a leak is found and repaired. However, the GSRS statute was designed to encourage public utilities to make capital investments that will improve or enhance the reliability of their natural gas delivery system. In order to prevent a utility from recovering daily operations and maintenance costs as a surcharge, the statute limited the types of projects that can be considered for GSRS recovery to public works relocations or those required by pipeline safety code. It was not the intent of the GSRS to allow recovery through a surcharge for routine leak repairs – even though leak repair is a pipeline safety code requirement. In its application, Midwest has 15 projects in which some footage of main or transmission line was replaced. While various sections of pipeline safety code are cited for each project as reasons for inclusion in the GSRS application, GSRS recovery should not apply to routine pipeline repairs that do not significantly enhance the integrity of the gas pipeline infrastructure.⁸

⁸ *In the Matter of the Application of Midwest Energy, Inc. for Approval of a Gas System Reliability Surcharge Based on 2010 Costs and Pursuant to K.S.A 2008 Supp. 66-2201, et seq.*, Docket No. 11-MDWG-862-TAR, Order Approving Tariff Revisions, September 23, 2011.

The KCC concluded, “It seems reasonable to consider any replacement of less than 40 feet in length to be a routine leak repair.”⁹ The KCC Order is attached to this Application for Rehearing as “Appendix A.” OPC urges the Commission to reconsider its conclusions in light of the fact that the KCC interpreted the same language but reached conclusions that are directly opposite the Missouri Commission’s conclusions.

8. Lastly, OPC urges the Commission to rehear this case because the Order is unlawful and unreasonable in that it violates § 393.1012.2 RSMo, which prohibits the Commission from approving an ISRS rate increase for any gas corporation that has not had a general rate case proceeding decided or dismissed within the last three years.

9. For the reasons identified above, the Order is unreasonable, arbitrary, capricious, unauthorized by law, an abuse of discretion, and not based upon competent and substantial evidence. The Order is also contrary to the public interest and in violation of Section 393.130 RSMo requiring just and reasonable rates.

WHEREFORE, the Office of the Public Counsel respectfully requests that the Commission grant this Application for Rehearing.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

By: /s/ Marc D. Poston
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⁹ *Id.* at p. 7.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 25th day of October 2013:

/s/ Marc Poston

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

In the Matter of the Verified Application and)
Petition of Liberty Energy (Midstates) Corp.) **Case No. GO-2014-0006**
d/b/a Liberty Utilities to Change Its Infrastructure)
System Replacement Surcharge.)

RECONCILIATION

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”), by and through counsel, and in response to the Commission’s *Order Directing Staff to File Proposed Reconciliation* (“Order”) issued on November 20, 2013, submits its Reconciliation and in support thereof respectfully states as follows:

1. The Commission’s Order directed Staff to prepare and file the reconciliation required by Section 386.420.4, RSMo (Supp. 2012), which states, in pertinent part, “. . . a detailed reconciliation containing the dollar value and rate or charge impact of each contested issue decided by the commission, and the customer class billing determinants used by the commission to calculate the rates and charges approved by the commission in such proceeding.”

2. Accordingly, Staff has prepared its Reconciliation, which is attached hereto as **Appendix A**. The top of the Appendix shows the *total change* in the ISRS revenue requirement in the amount of \$579,662, by district, that was approved by the Commission in this case, and the resulting total ISRS revenue requirement of \$1,332,023, by district (ISRS revenue requirement existing prior to this case [*i.e.*, \$752,361] plus the \$579,662) upon which ISRS charges will be based going forward [*i.e.*, as a result of this case]. The first box shows the ISRS charges that were in effect in each rate class, by district, before the change in ISRS charges was approved

in this case. The second box shows how the total ISRS revenue requirement authorized in this proceeding was applied to ISRS charges in each rate class, by district, in this case, effective October 30, 2013. The bottom of the page shows the total increase in ISRS revenues by district; the increase in ISRS revenues by district by rate class; and the increase in ISRS charges by district by rate class resulting from this case. It is important to recognize that these last tables reflect the increases in *ISRS revenues and ISRS charges only* – **not** total revenues or total charges.

3. Staff would also note that where the phrase “Current Commission Ordered ISRS Revenue Requirement” or “Current Commission Ordered ISRS” appears on the Reconciliation, it is referring to the ISRS revenue requirement or ISRS charges/rate design authorized and in effect prior to this case, Case No. GO-2014-0006.

WHEREFORE, Staff prays the Commission will accept its Reconciliation attached hereto as **Appendix A**.

Respectfully submitted,

/s/ Jeffrey A. Keevil

Jeffrey A. Keevil

Missouri Bar No. 33825

John D. Borgmeyer

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Missouri Public Service Commission

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Attorneys for the Staff of the
Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 27th day of November, 2013.

/s/ Jeffrey A. Keevil

Liberty Utilities, Case No. GO-2014-0006, Reconciliation of Increase in ISRS Revenues

	WEMO	SEMO	NEMO	Total
Total ISRS Amount for GO-2011-0149	\$ 11,116	\$ 100,568	\$ 165,397	\$ 277,081
Total ISRS Amount for GO-2013-0048	\$ 58,221	\$ 184,335	\$ 232,723	\$ 475,280
Current Commission Ordered ISRS Revenue Requirement	\$ 69,337	\$ 284,903	\$ 398,120	\$ 752,361 (any variance from rate design due to rounding)
Total ISRS Amount for GO-2014-0006	\$ 30,432	\$ 178,800	\$ 370,430	\$ 579,662 (any variance from rate design due to rounding)
Total ISRS Revenue Requirement	\$ 99,769	\$ 463,703	\$ 768,550	\$ 1,332,023 (any variance from rate design due to rounding)

Rate Design for Current Commission Ordered ISRS																	
Current Commission Ordered ISRS	No. of Customers				Customer Charges			Ratio to Residential Customer Charge			ISRS Charge			ISRS Revenues			
	WEMO	SEMO	NEMO	Total	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	Total
Firm Residential	3,422	29,023	16,455	48,900	\$ 20.17	\$ 13.75	\$ 22.68	1.0000	1.0000	1.0000	\$ 1.36	\$ 0.65	\$ 1.65	\$ 55,967	\$ 226,528	\$ 325,962	\$ 608,457
Small Firm GS	501	3,402	2,066	5,969	\$ 20.17	\$ 13.75	\$ 22.68	1.0000	1.0000	1.0000	\$ 1.36	\$ 0.65	\$ 1.65	\$ 8,197	\$ 26,552	\$ 40,926	\$ 75,675
Medium Firm GS	39	468	285	792	\$ 100.00	\$ 100.00	\$ 100.00	4.9579	7.2727	4.4092	\$ 6.76	\$ 4.73	\$ 7.28	\$ 3,145	\$ 26,572	\$ 24,900	\$ 54,617
Large Firm GS	5	15	11	31	\$ 500.00	\$ 500.00	\$ 500.00	24.7893	36.3636	22.0459	\$ 33.79	\$ 23.65	\$ 36.39	\$ 2,027	\$ 4,257	\$ 4,804	\$ 11,088
Interruptible Large Volume	0	4	4	8	\$ 500.00	\$ 500.00	\$ 500.00	24.7893	36.3636	22.0459	\$ -	\$ 23.65	\$ 36.39	\$ -	\$ 993	\$ 1,529	\$ 2,522
	3,967	32,911	18,821	55,699										\$ 69,337	\$ 284,902	\$ 398,120	\$ 752,359

Source: Staff Filing in EFIS of Rate Design

Rate Design for Total ISRS Revenue Requirement, Case No. GO-2014-0006																	
Total ISRS Revenue Requirement, GO-2014-0006	No. of Customers				Customer Charges			Ratio to Residential Customer Charge			ISRS Charge			ISRS Revenues			
	WEMO	SEMO	NEMO	Total	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	WEMO	SEMO	NEMO	Total
Firm Residential	3,389	28,629	16,314	48,332	\$ 20.17	\$ 13.75	\$ 22.68	1.0000	1.0000	1.0000	\$ 1.97	\$ 1.04	\$ 3.16	\$ 80,248	\$ 357,314	\$ 619,007	\$ 1,056,569
Small Firm GS	517	3,375	2,107	5,999	\$ 20.17	\$ 13.75	\$ 22.68	1.0000	1.0000	1.0000	\$ 1.97	\$ 1.04	\$ 3.16	\$ 12,242	\$ 42,123	\$ 79,947	\$ 134,312
Medium Firm GS	42	543	321	906	\$ 100.00	\$ 100.00	\$ 100.00	4.9579	7.2727	4.4092	\$ 9.78	\$ 7.56	\$ 13.94	\$ 4,931	\$ 49,288	\$ 53,703	\$ 107,922
Large Firm GS	4	16	11	31	\$ 500.00	\$ 500.00	\$ 500.00	24.7893	36.3636	22.0459	\$ 48.92	\$ 37.82	\$ 69.71	\$ 2,348	\$ 7,262	\$ 9,201	\$ 18,811
Interruptible Large Volume	0	17	8	25	\$ 500.00	\$ 500.00	\$ 500.00	24.7893	36.3636	22.0459	\$ -	\$ 37.82	\$ 69.71	\$ -	\$ 7,715	\$ 6,692	\$ 14,407
	3,952	32,580	18,761	55,293										\$ 99,769	\$ 463,702	\$ 768,550	\$ 1,332,021
											% of Total			7.49%	34.81%	57.70%	

Source: Staff's Revised Filing in EFIS of Rate Design

	WEMO	SEMO	NEMO	Total
Total Increase in ISRS Revenues by District	\$ 30,432	\$ 178,800	\$ 370,430	\$ 579,662
% Increase	30.50%	36.56%	48.20%	43.52%

Increase in ISRS Revenues by District by Rate Class:

	WEMO	SEMO	NEMO	Total
Firm Residential	\$ 24,281	\$ 130,786	\$ 293,045	\$ 448,112
% Increase	43.88%	57.74%	89.90%	73.65%
Small Firm GS	\$ 4,045	\$ 15,571	\$ 39,021	\$ 58,637
% Increase	49.35%	58.64%	95.35%	77.49%
Medium Firm GS	\$ 1,786	\$ 22,716	\$ 28,803	\$ 53,305
% Increase	56.79%	85.49%	115.67%	97.60%
Large Firm GS	\$ 321	\$ 3,005	\$ 4,397	\$ 7,723
% Increase	15.84%	70.59%	91.53%	69.65%
Interruptible Large Volume	\$ -	\$ 6,722	\$ 5,163	\$ 11,885
% Increase	0.00%	676.94%	137.67%	471.25%
	\$ 30,433	\$ 178,800	\$ 370,429	\$ 579,662

Increase in ISRS Charges by District by Rate Class:

	WEMO	SEMO	NEMO	Total
Firm Residential	\$ 0.61	\$ 0.39	\$ 1.51	\$ -
% Increase	44.85%	60.00%	91.52%	
Small Firm GS	\$ 0.61	\$ 0.39	\$ 1.51	\$ -
% Increase	44.85%	60.00%	91.52%	
Medium Firm GS	\$ 3.02	\$ 2.83	\$ 6.66	\$ -
% Increase	44.67%	59.83%	91.48%	
Large Firm GS	\$ 15.13	\$ 14.17	\$ 33.32	\$ -
% Increase	44.78%	59.92%	91.56%	
Interruptible Large Volume	\$ -	\$ 14.17	\$ 33.32	\$ -
% Increase	0.00%	59.92%	91.56%	

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

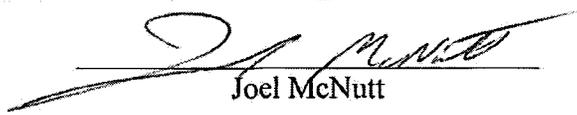
In the Matter of the Verified Application and)
Petition of Liberty Energy (Midstates) Corp.)
d/b/a Liberty Utilities to Change Its)
Infrastructure System Replacement Surcharge)

Case No. GO-2014-0006

AFFIDAVIT OF JOEL MCNUTT

STATE OF MISSOURI)
)
COUNTY COLE) ss.

Joel McNutt, of lawful age, on his oath states: that he has participated in the preparation of the foregoing Staff Reconciliation; that he has knowledge of the matters set forth in such Reconciliation; and that such matters are true to the best of his knowledge and belief.


Joel McNutt

Subscribed and sworn to before me this 25th day of November, 2013.

LAURA BLOCH
Notary Public - Notary Seal
State of Missouri
Commissioned for Cole County
My Commission Expires: June 21, 2015
Commission Number: 11203914


Notary Public