

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

Dana Winters,)	
)	
Complainant,)	
)	
v.)	<u>File No. GC-2024-0113</u>
)	
Spire Missouri, Inc. d/b/a Spire,)	
)	
Respondent.)	

**ORDER SETTING PROCEDURAL CONFERENCE AND EXTENDING
THE TIME TO ISSUE A RECOMMENDED REPORT AND ORDER**

Issue Date: December 19, 2023

Effective Date: December 19, 2023

On September 28, 2023,¹ Complainant Dana Winters filed a complaint with the Commission against Spire Missouri, Inc. d/b/a Spire. Based on the amount in dispute alleged by Mr. Winters, the Commission gave notice on September 29 that the matter would proceed under the Commission’s Small Formal Complaint Case procedure.²

On October 30, Spire filed a *Request for Mediation*, pursuant to Commission Rule 20 CSR 4240-2.125(2). On November 2, the Commission issued an order to Mr. Winters directing him to respond by November 13, stating whether he agreed to mediation of his complaint. The order also tolled all time limitations and deadlines in this case. When Mr. Winters did not file a response, on November 14, the Commission issued its *Order Lifting Tolling of Time Limitations and Deadlines* in which it stated that it would proceed on the assumption that, by not filing a response, Mr. Winters did not consent to participate in

¹ Unless stated otherwise, all dates refer to the year 2023.

² Commission Rule 20 CSR 4240-2.070(15).

mediation. The order directed Spire to file an answer to Mr. Winters' complaint by November 22 and Staff to investigate the complaint and file a report by December 8.

On November 21, Spire filed its *Answer and Motion to Dismiss Complaint*; on December 6, Staff filed its *Staff Report*. Having received Mr. Winters' complaint, Spire's answer, and Staff's investigative report, this matter is ready to proceed. In order to discuss a procedural schedule, the Commission will set a procedural conference. The procedural conference will be conducted via WebEx video and teleconference for the convenience of the parties.

Commission Rule 20 CSR 4240-2.070(15)(G) states that after affording the parties reasonable opportunity for discovery and a fair hearing, the regulatory law judge in a small formal complaint case shall issue a recommended report and order within 100 days following the filing of the complaint. However, the time period may be extended upon a finding of good cause by the regulatory law judge. The 100-day period in this case expires on January 6, 2024.

Given the request for mediation and the time needed to confirm whether Mr. Winters was amenable to mediation, good cause exists to extend the time period allowed to resolve this matter. Therefore, the time period under the Commission rule to issue a recommended report and order will be extended.

THE COMMISSION ORDERS THAT:

1. The parties shall appear by video or phone at a procedural conference to be held on Wednesday, January 10, 2024, at 1:30 p.m. To participate in the procedural conference by phone, at the time of the conference, call 1-312-535-8110, follow the prompts, and enter meeting number **2633 192 0622**, followed by # (pound/hashtag

symbol). If prompted for a password, enter **0113**. To participate via video, go to the WebEx website (www.webex.com) or download the application to join the meeting using meeting number **2633 192 0622** and password **0113**. If you need additional accommodations in accordance with the American with Disabilities Act to participate in this conference, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the conference. **Failure to appear at the conference without being excused may result in dismissal of the complaint in accordance with Commission Rule 20 CSR 4240-2.090(5).**

2. Pursuant to Commission Rule 20 CSR 4240-2.070(15)(G), issuance of a recommended report and order in this matter is extended for good cause beyond one hundred (100) days following the filing of the complaint.

3. This order is effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo (2016).

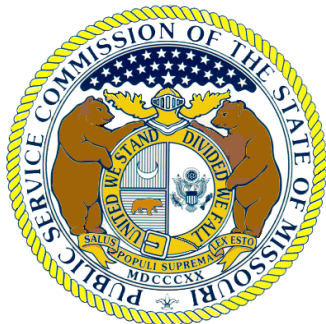
Dated at Jefferson City, Missouri,
on this 19th day of December, 2023.

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 19th day of December 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 19, 2023

File/Case No. GC-2024-0113

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
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.