DEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Staff of the Missouri Public Service Commission,)
Complainant,)
V.) File No. GC-2024-0305
Spire Missouri Inc. d/b/a Spire,)
Respondent)

STAFF RECOMMENDATION

COMES NOW Staff of the Missouri Public Service Commission ("Staff") and respectfully submits its Staff Recommendation in compliance with the Commission's *Order Directing Staff Recommendation on Compliance Filing* ("Order") issued on March 14, 2025, and states as follows:

- On April 16, 2024, Staff of the Missouri Public Service Commission ("Staff")
 filed a Formal Complaint as a follow-up to its investigation in Docket No. GS-2022-0261.
 Staff included a series of recommendations for the Commission to order Spire to implement.
- 2. On November 14, 2024, Staff and Spire Missouri Inc., d/b/a Spire ("Spire") filed a *Full and Unanimous Stipulation and Agreement* with the Commission, which was approved by the Commission on December 4, 2024.
 - 3. On March 3, 2025, Spire filed a *Compliance Filing* with the Commission.
- 4. On March 14, 2025, the Commission issued the *Order* mentioned above, which directed Staff to file a recommendation or status report regarding Spire's *Compliance Filing* and whether Spire has complied with Paragraphs 6 through 11 of the

Stipulation and Agreement by no later than April 9, 2025. The *Order* also directed Staff to make an additional recommendation on whether the file may be closed.

- 5. As discussed in the Staff's Memorandum ("Memorandum"), attached hereto as Appendix A and incorporated by reference, Staff has reviewed Spire's *Compliance Filing* and procedures submitted by Spire to Staff through email, and agrees that Spire's documents state it has complied with Paragraphs 6 11 of the Stipulation and Agreement.
- 6. As further stated in Staff's Memorandum, Paragraph 12 of the Stipulation and Agreement requires that Spire will demonstrate completion of each action within 90 days of a Commission order approving this Stipulation. Staff agrees that Spire's email of March 6, 2025, containing procedure modifications demonstrates compliance with paragraphs 6-8 and 10 of the Stipulation and Agreement. With respect to Paragraphs 9 and 11 of the Stipulation and Agreement, Staff will review records to demonstrate completion of each action in routine safety inspections going forward.
- 7. For these reasons, as more fully explained in Staff's Memorandum, Staff agrees Spire is in compliance with Paragraphs 6-11 of the Stipulation and Agreement, and recommends approval of its Compliance Filing.
 - 8. Staff further recommends that the case be closed, with the provisions that:
- a. If Spire finds that locates are not being performed within the requirements of Section 319.030, of the Revised Statutes of Missouri ("RSMo"), that Spire reopen the case by filing necessary amendments or supplements to Appendix 1 of the Stipulation and Agreement; and

b. If Staff finds during routine safety inspections that the provisions of the Stipulation and Agreement have not been complied with, Staff will file a motion to reopen the case.

WHEREFORE, Staff submits its Staff Recommendation and Memorandum that Spire is in compliance with Paragraphs 6-11 of the Stipulation and Agreement and for the reasons stated above and in Staff's Memorandum, Staff recommends the Commission issue an Order approving Spire's Compliance Filing; close this case file subject to Paragraph 8 above; and for any other relief that is just and reasonable under the circumstances.

Respectfully submitted,

/s/ J. Scott Stacey

J. Scott Stacey
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ATTORNEY FOR STAFF OF THE PUBLIC SERVICE COMMISSION

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted by electronic mail to counsel of record this 9th day of April, 2025.

/s/ J. Scott Stacey

MEMORANDUM

TO: Missouri Public Service Commission

Official Case No. GC-2024-0305 Spire Missouri, Inc., d/b/a Spire

FROM: Safety Engineering Department

John D. Kottwitz, Associate Engineer Greg A. Williams, Associate Engineer

Kathleen A. McNelis, PE, Engineer Manager

/s/ Kathleen A. McNelis, PE 04/11/2025 Safety Engineering Department/ Date

SUBJECT: Staff's Recommendation in the Matter of The Staff of the Missouri Public Service

Commission, Complainant, v. Spire Missouri Inc., d/b/a Spire, Respondent.

DATE: April 11, 2025

Staff filed its *Complaint* in this Case on April 16, 2024. In its *Complaint*, Staff asserted one violation of Commission rules, provided ten numbered recommendations to Spire Missouri, Inc. ("Spire"), and a final unnumbered recommendation that the Commission order Spire to file an action plan to address the numbered recommendations. Staff's recommendations to Spire were numbered A-J in Count II of the *Complaint*.

On November 14, 2024, Staff and Spire filed a *Stipulation and Agreement*, which was approved by Commission Order on December 12, 2024.

To address Staff Recommendations A-D in Count II of the *Complaint*, the *Stipulation and Agreement* included a plan⁴ to be implemented by Spire, and an agreement that Spire will amend or supplement the plan as needed if locates are not being performed within the requirements of Section 319.030 RSMo.⁵ To date, no amendments or supplements have been submitted.

¹ Count I on page 7 of Complaint.

² Count II, items numbered A through J on pages 8-10 of Complaint.

³ Count II, item numbered K on pages 10-11 of Complaint.

⁴ See Numbered Paragraph 4 and Appendix 1 of the November 14, 2024 Stipulation and Agreement.

⁵ See Numbered Paragraph 5 of the November 14, 2024 Stipulation and Agreement.

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April 11, 2025

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To address Staff Recommendations E-J in Count II of the Complaint, the Stipulation and

Agreement included agreement that Spire would take additional actions listed in numbered

Paragraphs 6-11 of the Stipulation and Agreement, and that for the actions described in

Paragraphs 6-11, Paragraph 12 states that Spire would demonstrate completion of each action

described in Paragraphs 6 through 11 within 90 days of a Commission order approving the

Stipulation and Agreement.

On March 3, 2025, Spire submitted a Compliance Filing, addressing actions taken for each

of the actions listed in Paragraphs 6-11 of the Stipulation and Agreement. For the actions that

required creation or modification of existing procedures, Spire provided copies of procedure

modifications to Staff by email on March 6, 2025.

On March 11, 2025, the Commission ordered Staff to file a recommendation, or a status

report stating when it expects to file a recommendation, regarding Spire's Compliance Filing and

whether Spire has complied with Paragraphs 6 through 11. In addition, Staff was ordered to make

a recommendation on whether the file may be closed.

Staff has reviewed Spire's Compliance Filing and the procedures submitted by Spire to

Staff by email. Staff agrees that Spire's Compliance Filing documents that Spire states that it has

complied with Paragraphs 6 through 11 of the *Stipulation and Agreement*.

Paragraph 12 of the Stipulation and Agreement requires that Spire will demonstrate

completion of each action within 90 days of a Commission order approving this Stipulation. Staff

agrees that Spire's email of March 6, 2025, containing procedure modifications demonstrates

compliance with Paragraphs 6-8 and 10 of the Stipulation and Agreement. With respect to

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Paragraphs 9 and 11 of the Stipulation and Agreement, Staff will review records to demonstrate

completion of each action in routine safety inspections going forward.

Staff recommends that the case be closed, with the provisions that 1. If Spire finds

that locates are not being performed within the requirements of Section 319.030 RSMo, that

Spire reopen the case by filing necessary amendments or supplements to Appendix 1 of the

Stipulation and Agreement, and 2. If Staff finds during routine safety inspections that the

provisions of the Stipulation and Agreement have not been complied with, Staff will file a motion

to reopen the case.

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

Case No. GC-2024-0305		
AFFIDAVIT OF GREG A. WILLIAMS		
his oath declares that he is of sound mind and		
commendation in memorandum form; and that		
ge and belief.		
1. Williams		
TLLIAMS		
ed and authorized Notary Public, in and for the		
efferson City, on this day of		
1		

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

The Staff of the Missouri Public Service Cor		
Complainant,) Case No. GC-2024-0305	
v.))	
Spire Missouri, Inc., d/b/a Spire,))	
Respondent))	
AFFIDAVIT	OF KATHLEEN A. McNELIS, PE	
STATE OF MISSOURI)	,	
) ss.		
COUNTY OF COLE)		
COMES NOW KATHLEEN A	. McNELIS, PE and on her oath declares that she is of sound	
	to the foregoing <i>Staff Recommendation</i> in memorandum form;	
and that the same is true and correct acco		
Further the Affiant sayeth not.		
	KATHLEEN A. McNELIS, PE	
JURAT		
Subscribed and sworn before me,	a duly constituted and authorized Notary Public, in and for the	
County of Cole, State of Missouri, at	my office in Jefferson City, on this day of	
April 2025.		
DIANNA L. VAUGHT Notary Public - Notary Seal	Dia 1 /2 11	
Śtate of Missouri Commissioned for Cole County My Commission Expires: July 18, 2027 Commission Number: 15207377	Notary Public	