

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

The Staff of the Missouri Public Service Commission,	)	
Complainant,	)	
v.	)	File No. GC-2025-0273
	)	
City Utilities of Springfield, Missouri,	)	
Respondent.	)	

**CITY UTILITIES OF SPRINGFIELD’S  
MOTION FOR CLARIFICATION OF  
MAY 23, 2025 “ORDER DIRECTING FILING”**

City Utilities of Springfield, Missouri (“CU”), respectfully requests clarification of the *Order Directing Filing* issued in this case on May 23, 2025 because it directs the parties to “file a joint proposed procedural schedule including dates for an evidentiary hearing” prior to completion of briefing for CU’s pending *Motion to Dismiss Missouri Public Service Commission Staff’s Complaint*, and prior to the Commission’s ruling on that *Motion* which questions both the Commission’s jurisdiction over Staff’s Complaint and whether Staff’s Complaint states a claim upon which relief may be granted by the Commission.

On April 24, 2025, CU filed its *Motion to Dismiss Missouri Public Service Commission Staff’s Complaint*, pursuant to 20 CSR 4240-2.070(4)(G) and (7) and related case law.

On May 15, 2025, Staff filed its *Response to City Utilities of Springfield’s Motion to Dismiss*.

Per 20 CSR 4240-2.080(13), particularly given that it is the movant, CU is provided ten (10) days from May 15<sup>th</sup> to file its *Reply to Staff’s Response*.

Per 20 CSR 4240-2.050(1), the day on which Staff filed its *Response* is not counted, nor are Sunday May 25 nor Monday May 26 (a legal holiday) counted in calculating CU's ten (10) day period to file its *Reply*. Thus, CU's deadline for filing its *Reply* is May 27, 2025.

CU timely filed both this *Motion for Clarification of May 23, 2025 "Order Directing Filing"* and its *Reply in Support of Motion to Dismiss Missouri Public Service Commission Staff's Complaint* on May 27, 2025.

Per 20 CSR 4240-2.070(7), now that briefing is completed on CU's *Motion to Dismiss Missouri Public Service Commission Staff's Complaint*, the Commission will rule, and it may after notice dismiss Staff's Complaint, thus obviating the need for a procedural schedule or a calendared evidentiary hearing.

Given that the Commission has not yet issued its substantive ruling on the merits of CU's pending *Motion to Dismiss*, CU respectfully requests clarification of the *May 23, 2025 "Order Directing Filing."*

Respectfully Submitted,

/s/ Peggy A. Whipple

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### **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing **City Utilities of Springfield’s Motion for Clarification of May 23, 2025 “Order Directing Filing”** has been filed within the EFIS system to all counsel/parties of record this 27<sup>th</sup> day of May 2025.

*/s/ Peggy A. Whipple*  
Peggy A. Whipple