

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Chantel R. Muhammad,)	
Complainant,)	
)	
v.)	File No. GC-2016-0010
)	
Laclede Gas Company,)	
Respondent.)	

ORDER TO FILE A MORE DEFINITE AND CERTAIN STATEMENT

Issue Date: May 5, 2016

Effective Date: May 5, 2016

The Missouri Public Service Commission is directing Chantel Muhammad to file a more definite and certain statement of the complaint so that all parties will have notice of the matters to be heard at the June 3, 2016 evidentiary hearing.¹

At the evidentiary hearing, the Commission must exclude any evidence that is not relevant to the claim.² The claim in the complaint is that Laclede Gas Company (“Laclede”) violated a statute that the Commission has authority to enforce, or a Commission regulation, order, or tariff:

Complaint may be made by . . . any . . . person . . . in writing, setting forth any act or thing done or omitted to be done by . . . public utility . . . claimed to be in violation, of any provision of law, or of any rule or order or decision of the commission[. ³]

Therefore, the evidentiary hearing will focus on whether Laclede violated any statute that the Commission has authority to enforce, or a Commission regulation, order, or tariff.

¹ Electronic Filing Information System (“EFIS”) No. 37 (April 18, 2016).

² Section 536.070(7), RSMo Supp. 2014.

³ Section 386.390.1, RSMo 2000.

No such provision appears in the complaint.⁴ Mr. Muhammad did not participate in the list of issues that Laclede and Staff filed.⁵ But the complaint discusses disconnection, and disconnection is the subject of regulations that the Commission's staff ("Staff") cites in its recommendation: 4 CSR 240-13.025(1)(B) and 4 CSR 240-13.050(1)(A).⁶

A later filing by Mr. Muhammad cites Laclede's "Rules and Regulations R-12[,]"⁷ which sets forth provisions governing disconnection. But those provisions span five pages⁸ containing 14 paragraphs and 26 subparagraphs.⁹ A general reference to those provisions does not give notice of which provisions Mr. Muhammad claims were violated and, thus, what evidence will be relevant at the evidentiary hearing.

Therefore, the Commission will order Mr. Muhammad to file a more definite and certain statement citing with particularity any provision of pages R-12, R-12a, R-12b, R-12c, and R-12d that Mr. Muhammad claims have been violated.

THE COMMISSION ORDERS THAT:

1. No later than May 24, 2016, Chantel Muhammad shall file the more definite and certain statement as described in the body of this order.

⁴ EFIS No. 1 (July 8, 2015).

⁵ EFIS No. 36 (April 15, 2016) *List of Issues, List of Witnesses, Order of Cross-Examination and Statement of Non-Disputed Facts*.

⁶ EFIS No. 6 (August 21, 2015) *Staff Recommendation*.

⁷ EFIS No. 7 (August 24, 2015) motion for reconsideration of recommendation.

⁸ Fourth Revised Sheet No. R-12, First Revised Sheet No. R-12a, First Revised Sheet No. R-12b, Original Sheet No. R-12c, and Original Sheet No. R-12d.

⁹ Laclede's tariff, *P.S.C. Mo. No. 5 Consolidated*.

2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Daniel Jordan, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of May, 2016.