

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 26th day of October, 2016.

The Staff of the Missouri Public Service Commission,
Complainant
v.
Missouri Gas Energy, an Operating Unit of Laclede Gas Company,
Respondent

Case No. GC-2016-0149

ORDER ESTABLISHING PROCEDURAL SCHEDULE

Issue Date: October 26, 2016

Effective Date: October 26, 2016

The Commission's Staff has filed a complaint against Missouri Gas Energy, an Operating Unit of Laclede Gas Company. The parties met on October 4, 2016 and agreed to a proposed procedural schedule. The Commission will adopt the procedural schedule as proposed by the parties. Additionally, the parties agreed to certain other procedural items that the Commission will order.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

Direct Testimony Deadline **November 17, 2016**

After filing of Direct, Response Time for Data Requests is reduced to ten calendar days to respond and five business days to object/notify of need for additional time to respond.

Rebuttal Testimony Deadline **December 9, 2016**

Surrebuttal/Cross Surrebuttal

Testimony Deadline

January 5, 2017

After filing of Surrebuttal/Cross-Surrebuttal, response time for Data Requests is reduced to five calendar days to respond and three business days to object/notify for additional time to respond.

Last Day to Request Discovery

January 18, 2017

Deadline to File List of Issues, List of Witnesses, Order of Cross-Examination, and Order of Opening Statements

January 20, 2017

Deadline to File Statements of Position

January 25, 2017

Evidentiary Hearing

January 31, 2017

Deadline to File Initial Briefs

February 22, 2017

Deadline to File Reply Briefs

March 10, 2017

2. The following additional procedures regarding discovery are adopted:
- (A) Workpapers prepared in the course of developing a witness' testimony (including schedules) and exhibits shall not be filed with the Commission, but shall be submitted to each party within two business days following the filing of the particular testimony, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information shall be appropriately marked. Counsel shall undertake to advise other counsel if the sponsored witness has no workpapers related to the round of testimony.
 - (B) Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs or outputs, if available in that original format, the party providing the workpaper or response shall provide this type of information in that original format with formulas intact. Workpapers shall be provided in electronic format by e-mailing or by delivery of a compact disc or other electronic storage media.
 - (C) If a data request has been responded to, a party's request for a copy of the response shall be timely responded to, considering that a response has already been provided to the underlying data request.

(D) Documents filed in the Commission's Electronic Filing and Information System (EFIS) shall be considered properly served by serving the same on counsel of record for all other parties via e-mail.

3. The parties shall also comply with the following procedural requirements:

(A) Testimony shall be prefiled as defined in Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.

(B) The parties shall agree upon and Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. The list of issues should be detailed enough to inform the Commission of each issue that must be resolved. The Commission will view any issue not contained in this list of issues as uncontested and not requiring resolution by the Commission.

(C) Each party shall file a simple and concise statement summarizing its position on each disputed issue with citations to its testimony.

(D) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(E) All parties shall bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it must bring, in addition to the copy for the court reporter, a copy for each Commissioner, the Presiding Judge, and all counsel.

4. The hearing shall be held at the Commission's office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

5. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney,
Rupp, and Coleman, CC., concur.

Dippell, Regulatory Law Judge