

May 09, 2016

IOWA UTILITIES BOARD

**STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES DIVISION
BEFORE THE IOWA UTILITIES BOARD**

IN RE:

**LIBERTY UTILITIES (MIDSTATES
NATURAL GAS) CORP.
d/b/a LIBERTY UTILITIES**

DOCKET NO. EEP-2016-0002

JOINT MOTION FOR APPROVAL OF SETTLEMENT AGREEMENT

COMES NOW, Liberty Utilities (Midstates Natural Gas) Corp. d/b/a Liberty Utilities (“Liberty”) and the Office of Consumer Advocate (“OCA”) and request the Iowa Utilities Board (“Board”) accept and approve their Settlement Agreement (“Agreement”) regarding Liberty’s request for approval of its 2016-2019 Energy Efficiency Plan, as submitted to the Board on February 17, 2016. In support of their Joint Motion, the Parties state as follows:

1. On February 17, 2016, Liberty submitted its 2016-2019 Energy Efficiency Plan (“EEP”), seeking a determination that the proposed EEP met the criteria set forth in Iowa Code § 476.6(15) and 199 IAC Chapter 35. Also on February 17, 2016, Liberty filed a request for a waiver of 199 IAC 35.4(4), 35.8(2)“d”, and 35.10. OCA filed a response to Liberty’s waiver request on March 4, 2016 and did not object to the waiver request. On March 16, 2016, the Board issued its Order Docketing Plan, Establishing Procedural Schedule, and Granting Waiver.

2. 199 IAC 7.18(1) allows parties to propose settlements for adoption by the Board or a presiding officer. After the issuance of the Board’s Order, Liberty and OCA were able to reach a settlement for presentation before the Board, commemorated in the Agreement attached as Attachment A to this Joint Motion.

3. Liberty and the OCA have entered into the Agreement, which represents a complete settlement of the issues in this docket. The Agreement represents the conclusion of Liberty and the OCA that it is in the best interests of the Parties and the public generally to reach a negotiated settlement of the issues in this case and that the terms of the Agreement are just, fair, and reasonable in light of the whole record, consistent with Iowa law, and in the public interest.

WHEREFORE, for the reasons cited above and in the body of the Agreement itself, the Parties submit the Agreement to the Board for consideration.

Dated May 9, 2016.

Respectfully submitted,

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Consumer Advocate

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