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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
  
TRANSCRIPT OF PROCEEDINGS  
Public Hearing  
February 19, 2015  
Joplin, Missouri  
Volume 2

In the Matter of The Empire ) File No.  
District Electric Company For ) ER-2014-0351  
Authority To File Tariffs )  
Increasing Rates For Electric )  
Service Provided To Customers In )  
The Company's Missouri Service )  
Area )

KIM S. BURTON, Presiding,  
REGULATORY LAW JUDGE

WILLIAM KENNEY,  
COMMISSIONER.

(Starting time of the proceedings: 12:28 p.m.)

REPORTED BY: KAREN VEST, Registered Professional  
Reporter, Certified Realtime Reporter, and Certified  
Court Reporter within and for the State of Missouri

1 A P P E A R A N C E S

2

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19 Also Present:

MR. GREGG OCHOA, PSC STAFF

20

21

22

23

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1 \* \* \* \* \*

2 P R O C E E D I N G S

3 IT IS HEREBY STIPULATED that this  
4 hearing may be taken in shorthand by Karen Vest,  
5 RPR, CRR, a Registered Professional Reporter,  
6 Certified Court Reporter, and Certified Realtime  
7 Reporter in the state of Missouri, and afterwards  
8 transcribed into typewriting.

9 (Whereupon, proceedings began at  
10 12:28 p.m. on Thursday,  
11 February 19, 2015, with  
12 appearances as noted.)

13 JUDGE BURTON: Okay. Let's go ahead  
14 and go on the record in the matter of the Empire  
15 District Electric Company For Authority to File  
16 Tariffs Increasing Rates For Electric Service  
17 Provided to Customers in the Company's Missouri  
18 Service Area. This is file number ER-2014-0351.

19 Hello, everyone. My name is Kim  
20 Burton. I'm a regulatory law judge with the  
21 commission, the Missouri Public Service Commission.  
22 And we have with us here today one of the  
23 commissioners, Mr. Bill Kenney.

24 COMMISSIONER KENNEY: Hi. Welcome,  
25 ladies and gentlemen. Appreciate that you've showed

1 up today.

2 This is just the early part of the  
3 process. I am one of five commissioners. The other  
4 four -- we have a court reporter here so the other  
5 four will hear any of your comments.

6 Again, I just appreciate your presence  
7 today.

8 JUDGE BURTON: Okay. Now how this will  
9 work is I have the list that some of you have  
10 provided your name. So I'll call you up and I will  
11 swear you in and you can state whatever you want to  
12 say.

13 I would ask you to come right over here  
14 because we do have a microphone, so that that way we  
15 can hear you and it is being recorded and so that  
16 the court reporter can hear you as well.

17 I'll ask you to state your name and  
18 your testimony, and then after that there will be an  
19 opportunity for the attorneys who are here  
20 representing the different parties to ask you some  
21 questions or perhaps myself or Commissioner Kenney  
22 will ask you some questions as well.

23 Now if you put your name on here and  
24 you decide that you don't need to testify or you  
25 don't want to testify, maybe someone has said

1 something that you just wanted to reiterate with or  
2 concur with, that's fine.

3 At the end of the list if you would  
4 like to add a statement and I haven't called your  
5 name, I'll give you an opportunity to speak up then  
6 and then I'll take your testimony as well.

7 Now at this point I would go ahead and  
8 ask the parties to enter their appearance, so let's  
9 go ahead and start with Empire.

10 MS. CARTER: Diana Carter with Brydon  
11 Swearngen & England, PO Box 456, Jefferson City,  
12 Missouri, 65102.

13 JUDGE BURTON: Thank you, Ms. Carter.  
14 And on behalf of the Missouri Public Service  
15 Commission staff?

16 MR. BERLIN: Yes. Bob Berlin appearing  
17 on behalf of the staff of the Missouri Public  
18 Service Commission. Post Office Box 360, Jefferson  
19 City, Missouri, 65102.

20 JUDGE BURTON: Okay. Thank you. And  
21 on behalf of the office of the public counsel?

22 MR. OPITZ: Thank you, Judge. For the  
23 Office of Public Counsel, I'm Tim Opitz, PO Box  
24 2230, Jefferson City, Missouri, 65102.

25 JUDGE BURTON: Now there are some other

1 parties in this case, but I don't believe we have  
2 any of the attorneys present. Please raise your  
3 hand if you are an attorney and I missed you.

4 Okay. I'm not seeing anyone. Let's go  
5 ahead and begin with the taking of testimony.

6 Shanen Givone. I'm sorry. If you  
7 could just please come down here.

8 AUDIENCE MEMBER: Is it possible for me  
9 to sit while I speak?

10 JUDGE BURTON: Certainly. We are  
11 having this videotaped, so I don't know if this  
12 would be the best position for you. And we'll go  
13 ahead and just grab the microphone for you as well.

14 AUDIENCE MEMBER: Okay.

15 JUDGE BURTON: Could you please raise  
16 your right hand?

17 (A witness is called to the stand  
18 and is placed under oath by Judge  
19 Burton.)

20 \* \* \* \* \*

21 SHANEN GIVONE,  
22 of lawful age, having been called as a witness and  
23 being first duly sworn, was examined and testified  
24 as follows:

25 JUDGE BURTON: Please state your name

1 for the record.

2 AUDIENCE MEMBER: My name is Shannon  
3 Givone.

4 JUDGE BURTON: Okay. Could you please  
5 spell it for us?

6 AUDIENCE MEMBER: S-H-A-N-E-N,  
7 G-I-V-O-N-E.

8 JUDGE BURTON: Could you hold the  
9 microphone up. Thank you. Okay. Please go ahead.

10 AUDIENCE MEMBER: Empire District is in  
11 a unique position to give back to a community that  
12 has been harmed by toxins over a very long time.  
13 That's why we're a super fund site.

14 But whereas many of the other  
15 corporations that were found to be liable by the EPA  
16 and fined, Empire District was not included among  
17 those people that were found guilty.

18 This is a position where they are in  
19 now that they will be able to give back to the  
20 families that have second and third generational  
21 illnesses that are struggling to be able to pay  
22 their bills.

23 And rather than pay medical bills and  
24 caregiver bills for their impaired children or their  
25 impaired adult -- parents, you are asking the

1 citizens of this area to pay Empire higher rate  
2 increases for potentially the thing that made these  
3 people sick in the first place.

4 So I have accumulated information that  
5 supports my stance on Empire being harmful to this  
6 area and the citizens within it, and that is why I  
7 believe that they should not be expecting rate  
8 increases from this area.

9 They have a permit from -- a Missouri  
10 State operating permit from the Department of  
11 Natural Resources saying that their receiving stream  
12 is Blackberry Creek.

13 And under the impaired waters list by  
14 the Missouri Department of Natural Resources,  
15 Blackberry Creek is one of the impaired waters.

16 Blackberry Creek also runs into or  
17 dumps into Spring River. Spring River is also one  
18 of the impaired water lists on that page. The --  
19 that's the Asbury Plant by the way.

20 The one in Riverton is also located on  
21 Spring River. They were given a dam safety  
22 inspection by GEI in September of 2010.

23 And it was discovered that the upper  
24 pond is 17.6 acres and constructed in 1970, the  
25 lower pond was 63 acres and it was constructed in

1 1974, and the south pond was 10.2 acres and added in  
2 1978.

3           It is my understanding that these ponds  
4 were not lined at all, so they were able to leech  
5 into the aquifer below and to cause a well-defined  
6 ravine or ditch to have been formed that leads to  
7 Blackberry Creek. That would be a total of 90 acres  
8 of toxic ponds in just eight years.

9           However, their Riverton plant was not  
10 lined, from my understanding of the GEI report, who  
11 was contracted by the EPA, and the first 50-some  
12 years Riverton did not have any ponds. And at a  
13 later date in the 1950s, there was a pond built.

14           There was a water report for Joplin, PW  
15 West ID MO 5010413, that quotes, "Chromium 6, which  
16 is also known as hexavalent chromium, was found in  
17 the water as well as strontium and vanadium. All of  
18 those toxins are linked to coal-fired plants by  
19 Empire District."

20           The hexavalent chromium was the same  
21 toxin that was brought out in the coal-fired plant  
22 PG&E by Erin Brockovich that the movie was based on,  
23 and it mentioned some of the same illnesses that we  
24 see around here, such as disintegrating spines and  
25 cancers and reproductive health issues.

1                   We have high rates of COPD. These fine  
2    particulate matters are known to cause breathing  
3    problems as well as many of the other toxins like  
4    manganese; nickel; radiation from uranium,  
5    strontium, and vanadium; mercury, arsenic, cadmium  
6    and lead, as well as aluminum and copper and all of  
7    these other toxins that are found in the air that  
8    they emit.

9                   Our health rates for COPD on the Jasper  
10   and Newton County Health Department's website shows  
11   that we are significantly high compared to the rest  
12   of Missouri but especially much higher than the  
13   national average.

14                   The number one reason that our children  
15   go to the emergency room under the age of 15 years  
16   old is for respiratory, throat, and lung issues.

17                   USA Today published an article ranking  
18   the school districts throughout America, number 1  
19   being the worst air, and we ranked 6th for the worst  
20   air in America.

21                   Cecil Floyd is just about 11 miles from  
22   Riverton, and it is also within the 30 mile most  
23   toxic range of Asbury.

24                   So our area has two coal-fired  
25   plants -- had. I understand that they're updating

1 that. But we had two coal-fired plants within 30  
2 miles of one another, so we had double exposure.

3 The air analysis from Cecil Floyd was  
4 broken down, and 47 percent of that toxin -- the  
5 primary toxin was chromium.

6 It is my understanding that Chromium 6  
7 is the only one that would warrant a cancer-causing  
8 and/or other toxic chemical definition because the  
9 other chromiums are not toxic. That's my  
10 understanding.

11 So the chromium that was found at Cecil  
12 Floyd Elementary in the air test must have been the  
13 Chromium 6, as was seen in our water report.

14 The second item that they noted was  
15 manganese, and that is also found in coal-fired  
16 plants, as are nickel and sulfuric acid.

17 We have several FMGP, which are -- it's  
18 an acronym for former manufactured gas plant sites  
19 -- that are located within Jasper County and  
20 specifically within Joplin itself.

21 They have found coal tar and gas  
22 petroleum products underneath rivers and buildings  
23 in the Joplin area. I would understand that this  
24 means that it is from Empire District, but I cannot  
25 swear to that.

1                   But the reason that I believe that it  
2                   may possibly be from Empire District is because in  
3                   letters to Empire's stakeholders under the notice  
4                   of -- heading of gas segment, they wrote that, "The  
5                   acquisition of our natural gas distribution has been  
6                   in June 2006 involved with the potential future  
7                   mediation of two former manufactured gas plant  
8                   sites.

9                   "Number 1 in Chillicothe, Missouri, is  
10                  listed in the MDNR registry of confirmed abandoned  
11                  or uncontrolled hazardous waste disposal sites in  
12                  Missouri. No remediation of this site is expected  
13                  to be required in the near term.

14                  "We have received a letter stating no  
15                  further action is required from the MDNR with  
16                  respect to FMGP (sic) site number 2 in Marshall,  
17                  Missouri."

18                  So they have at least acknowledged that  
19                  they have owned and been responsible for two FMGP  
20                  former manufactured gas plant sites in Missouri, and  
21                  that is why I believe that the ones that are located  
22                  here in Jasper County are most likely theirs,  
23                  because they have been here since 1905 and it seems  
24                  that those are still contaminating our water.

25                  I would also like that they would take

1 responsibility for those two FMGP sites that they  
2 are saying that they don't believe that they have  
3 any responsibility for any longer. If they're  
4 toxic, they're toxic.

5 Another one of the toxins that comes  
6 from coal burning is TCDD dioxin, and this is  
7 considered the most toxic chemical known to man, it  
8 is my understanding, the way they are described in  
9 scientific journals.

10 And that this dioxin TCDD specifically  
11 rests in the fat cells of humans and animals, and it  
12 is only able to be released upon childbirth or by  
13 smoking cigarettes.

14 And it is more harmful to the white  
15 population as opposed to others, but it is harmful  
16 to all.

17 TCDD dioxin, when I wanted to be tested  
18 for it, it is not able to be tested for in America  
19 unless the EPA or the health department or somebody  
20 allows this testing to be permitted.

21 This makes me think that we are  
22 chronically ill in America and have such high  
23 medical bills because we have exposures from all of  
24 these different coal-fired plants and/or other  
25 smelting type of plants. To me, the high burning

1 seems to release this.

2 So this would be another cause for the  
3 chronic illnesses found in our area, which are much  
4 higher than the rest of the nation, because we live  
5 within 30 miles of both of those coal-fired plants.

6 In 2008 the Missouri voters the Clean  
7 Energy Initiative, Proposition C. This initiative  
8 requires us -- I'm quoting Empire.

9 "This initiative requires us and other  
10 investor-owned utilities in Missouri to generate or  
11 purchase electricity from renewable energy sources  
12 such as solar, wind, biomass, and hydropower or  
13 purchase RECs at the rate of at least 2 percent of  
14 retail sales by 2011, increasing to at least 15  
15 percent by 2021.

16 "2 percent of this amount must be  
17 solar. We believe we are exempted from the solar  
18 requirement. A challenge to our exemption brought  
19 by two of our customers in Power Source Solar Inc  
20 was dismissed on May 31st, 2011, by the Missouri  
21 Western District Court of Appeals."

22 The plaintiffs filed in the Missouri  
23 Supreme Court for the transfer of the case from the  
24 Missouri Western District to the Missouri Supreme  
25 Court. The transfer was denied.

1                   They held us up in court for a very  
2 long time, and they just recently lost this. They  
3 have not begun to pay the solar customers their  
4 \$2,000 rebate or whatever it is that they're  
5 supposed to do.

6                   But anything that seems to be a request  
7 from the people that it was the Missouri voters that  
8 asked for solar and other renewable energy sources  
9 because they know how sick we are here.

10                  And they're looking for options, and it  
11 is not right that Empire District would fight this  
12 tooth and nail.

13                  Coal-fired manufactured plants are  
14 responsible for more than half of the U.S.  
15 human-caused emissions of mercury, a toxic heavy  
16 metal that causes brain damage and heart problems.

17                  Just 170th of a teaspoon of mercury  
18 deposited on a 25-acre lake can make the fish  
19 unsafe to eat, so it makes you wonder what happens  
20 to us.

21                  An average, typical, uncontrolled  
22 coal-fired plant will release approximately 114  
23 pounds of lead, four pounds of cadmium, and other  
24 toxic heavy metals, trace amounts of uranium. Bad  
25 counts can reduce heavy metal emissions by up to 90

1 percent.

2                   So my question is as our health rates  
3 were increasing before Empire did any of the  
4 upgrades to their facilities, is that why our yards  
5 were showing increased levels for lead and cadmium  
6 when they were tested after having already been  
7 remediated by the EPA?

8                   I called the local schools from our  
9 area in 2013. The national average for children in  
10 IEP/special ed is 5.2 percent.

11                   From every school that I called from  
12 the Tri-State Super Fund area, which includes the  
13 corners of Missouri, Kansas, and Oklahoma, our  
14 children that were impaired and requiring special  
15 ed classes range from 10 to 25 percent at every  
16 school.

17                   There has got to be a reason after all  
18 of these years of remediation that instead of our  
19 IEP requirements going -- or the need for special ed  
20 classes going down as we remediate with the EPA,  
21 they are going up.

22                   So the only thing that has not been  
23 fixed in this area seems to be the utility companies  
24 who are still emitting larger amounts because of the  
25 demand of energy from this area and using dirty coal

1 for doing that energy -- for providing that energy.

2 The national average for birth defects  
3 is 3 percent, and it causes 2.6 billion dollars in  
4 hospital fees.

5 The birth defects in our area for  
6 10,000 -- based on 10,000 in 1999, it began for  
7 Newton, Jasper, and Missouri at about just under 600  
8 children of 10,000 would have a birth defect.

9 By the time 2006 got here, the number  
10 of birth defects went from just below 600 to almost  
11 900 in Newton County and 700 in Jasper County.

12 Our increases for birth defects seem to  
13 be related to high emissions from the coal-fired  
14 plants that still continue to contaminate our air,  
15 as found in Cecil Floyd, and in our drinking water,  
16 as was found in Missouri American Water.

17 Animals are used as sentinels to  
18 determine if an area is toxic, because they don't  
19 have bad habits like smoking and drinking and  
20 other -- other things that would make them sick.

21 So the animals rates for biting in  
22 Joplin and Jasper County and Newton County, in  
23 Joplin is over 400 out of 100,000 rate and in Newton  
24 County was less than 100. And that was in the year  
25 2006.

1 Empire District made some upgrades in  
2 2007, and the amount of dog bites in Joplin lowered  
3 fractionally to just below 400, and then the next  
4 year in 2008 it lowered a little bit more down to  
5 just above 300. This seems to correlate with  
6 whatever upgrades they are doing to their equipment.

7 So when the ponds over at Riverton are  
8 only 24 acres in total, and I understand that they  
9 are no longer in use, and that's only -- and that is  
10 within a 100-year period and their first pond was  
11 built in 1951, that implies that there was about 50  
12 years that there was no pond in Riverton.

13 So that toxic waste must have gone  
14 someplace in our area. It has not been accounted  
15 for. And for that first pond in 1951 to be an  
16 8-acre pond of ash, coal, heavy metals toxins, TCDD  
17 dioxin, and the second pond was 16 acres built in  
18 1985, that's a total of 24 acres from 1905 to 1951  
19 to date. That's the only thing that they ever had  
20 built.

21 Yet the one in Asbury was only 8 years  
22 old, and they had already accumulated 90 acres of  
23 sludge and toxic waste.

24 It is my belief that it is because of  
25 those releases into our aquifer and our drinking

1 waters and our rivers and our streams and our air  
2 and our food products when we water our gardens and  
3 based on the levels of radiation and Chromium 6 and  
4 other chemicals, including the unregulated chemicals  
5 that the EPA does not watch over, that we have  
6 become such a chronically ill area, many of whom  
7 are on disability, many who are being denied  
8 disability.

9           And they are all trying to take care of  
10 themselves and their families as best as they can,  
11 and the last thing that they need is to have a rate  
12 increase for their electricity bill.

13           Since Empire District is in a unique  
14 position to give back after all of these years, I  
15 think that they should do so. Thank you.

16           COMMISSIONER KENNEY: Thank you very  
17 much. Would you like to enter that into the record?

18           AUDIENCE MEMBER: This paper?

19           COMMISSIONER KENNEY: Yeah, your papers  
20 there. You can enter that into the record, and they  
21 will be a part of the case.

22           AUDIENCE MEMBER: Okay. That will be  
23 fine.

24           COMMISSIONER KENNEY: Also are you  
25 aware of how this -- our scenario works?

1 AUDIENCE MEMBER: No.

2 COMMISSIONER KENNEY: We have -- we  
3 have two weeks of hearings set to start the first  
4 week of February. And with that we hear all the  
5 testimony that comes forth, and there's attorneys  
6 representing all the parties.

7 And we do that in Jefferson City. And  
8 then we -- eventually the commissioners will decide  
9 what rate of return that Empire will receive. And  
10 we make that determination, the five of us, and that  
11 will probably be some months after that.

12 But this will become part of the  
13 record, and all our other commissioners will be able  
14 to review it.

15 AUDIENCE MEMBER: Okay.

16 (JUDGE Burton offers Exhibit LP  
17 1-1 for admission into evidence.)

18 JUDGE BURTON: If you would just have a  
19 seat still, I'll see if any of the other attorneys  
20 have any other questions for you.

21 You can just sit right here. Let's  
22 see. I'm going to go ahead and mark this exhibit  
23 presented by Ms. Givone as LP 1-1.

24 And I'll provide the parties an  
25 opportunity to review this and see if they have any

1 objections.

2 MR. OPITZ: That's fine, Judge.

3 MR. BERLIN: No objections.

4 MS. CARTER: No objection.

5 (Exhibit LP 1-1 is admitted into  
6 evidence.)

7 JUDGE BURTON: Okay. Then Exhibit LP  
8 1-1 will be admitted into the record.

9 Empire, do you have any questions  
10 for --

11 MS. CARTER: No. No questions. Thank  
12 you.

13 MR. BERLIN: No questions.

14 MR. OPITZ: No questions, Your Honor.

15 JUDGE BURTON: Okay. Thank you very  
16 much.

17 COMMISSIONER KENNEY: Thank you.

18 (The witness is excused.)

19 JUDGE BURTON: Next the commission will  
20 hear from Tammy Walker.

21 (A witness is called to the stand  
22 and is placed under oath by Judge  
23 Burton.)

24 \* \* \* \* \*

25 TAMMY WALKER,

1 of lawful age, having been called as a witness and  
2 being first duly sworn, was examined and testified  
3 as follows:

4 JUDGE BURTON: Thank you. Could you  
5 please state your name?

6 AUDIENCE MEMBER: Tammy Walker.

7 JUDGE BURTON: And could you spell it  
8 for the record?

9 AUDIENCE MEMBER: T-A-M-M-Y,  
10 W-A-L-K-E-R.

11 JUDGE BURTON: Thank you.

12 AUDIENCE MEMBER: I work for Economic  
13 Security Corporation of Southwest Area, and we're  
14 your local community action agency.

15 Our agency has a good relationship with  
16 Empire District Electric, and we partner with them  
17 to provide weatherization services to low-income  
18 families.

19 We also operate the Energy Assistance  
20 Program and Energy Crisis Intervention Program,  
21 which are the largest utility programs in our  
22 four-county service area, which is Jasper, Barton,  
23 Newton, and McDonald counties.

24 Energy Assistance helps low-income  
25 customers who qualify with a one-time payment

1 towards their primary heat source during the winter  
2 months.

3 So far this year 3,432 Empire District  
4 Electric customers have been helped statewide with  
5 this program, and 51 percent of those are customers  
6 that live in our particular service area.

7 As of February the 6th our agency has  
8 assisted 4,363 households. The average household  
9 size is 2.36. 62 percent of those households have  
10 incomes under 75 percent of poverty.

11 To give you an example of how much  
12 money that is for a two-person household, this is  
13 less than \$983 per month.

14 Our Energy Crisis Intervention Program  
15 provides assistance to households in a verifiable  
16 energy crisis, have terminated or disconnect  
17 notices, low or no propane, cash on delivery  
18 customers, or prepaid electric customers.

19 As of February 13th, we've served 2,014  
20 households with our Energy Crisis Program. 66  
21 percent of those households have incomes under 75  
22 percent of poverty. And again, for a two-person  
23 household this is less than \$983 per month.

24 Out of all of those 2,014 households,  
25 78 percent of those households were Empire District

1 customers. So a lot of our crisis funds actually go  
2 to Empire District Electric.

3 Here are a few examples of some of our  
4 customers. I've changed their names.

5 Mary is a 66-year-old woman caring for  
6 her 19-year-old grandson. Her primary heat is  
7 electric. She's a homeowner. She receives \$1,376  
8 in social security benefits and receives no food  
9 stamps.

10 Jane is a 78-year-old homeowner and her  
11 primary heat is electric. She receives \$874 in  
12 social security benefits. She does not receive food  
13 stamps.

14 Jody is a 49-year-old and she's  
15 disabled. She receives only \$691 per month. Her  
16 rental is total electric, and it has been  
17 weatherized. And she does receive some food stamp  
18 benefits.

19 Bill and Bonnie are in their mid-30s.  
20 They have two children. They're renters and their  
21 primary heat is electric. Bill is disabled and  
22 their only income is \$1,580 in social security  
23 benefits. They do receive some food stamps.

24 The rising cost of basic needs is a  
25 huge challenge for our customers who struggle each

1 month to make ends meet.

2 Any rate increase for the economically  
3 disadvantaged or our most vulnerable populations,  
4 which are the elderly and disabled households, is  
5 too much.

6 JUDGE BURTON: Thank you, Ms. Walker.  
7 Any questions?

8 COMMISSIONER KENNEY: No. Thank you,  
9 Ms. Walker.

10 JUDGE BURTON: Any questions?

11 MR. BERLIN: No questions.

12 JUDGE BURTON: Thank you very much.

13 AUDIENCE MEMBER: Thanks.

14 (The witness is excused.)

15 JUDGE BURTON: Next the commission hear  
16 from Tony Wright.

17 AUDIENCE MEMBER: Nothing additional.

18 JUDGE BURTON: Okay. Thank you.

19 Kathleen Woolston?

20 AUDIENCE MEMBER: Woolston.

21 JUDGE BURTON: You can just come down,  
22 Ms. Woolston.

23 (A witness is called to the stand  
24 and is placed under oath by Judge  
25 Burton.)

1 \* \* \* \* \*

2 KATHLEEN WOOLSTON,  
3 of lawful age, having been called as a witness and  
4 being first duly sworn, was examined and testified  
5 as follows:

6 JUDGE BURTON: Okay. Would you please  
7 state your name and spell it for the record?

8 AUDIENCE MEMBER: Kathleen Woolston,  
9 W-O-O-L-S-T-O-N.

10 JUDGE BURTON: Okay. Thank you very  
11 much.

12 AUDIENCE MEMBER: I'm not as organized  
13 as everyone else here, but I did have some  
14 questions. I was wondering, when was the last time  
15 there was a rate increase. Anybody know that?

16 JUDGE BURTON: We're not allowed to  
17 actually answer those types of questions. We're  
18 just here to hear testimony.

19 AUDIENCE MEMBER: Oh, okay. I know  
20 it's pretty regular that they do it, the increases.

21 COMMISSIONER KENNEY: Ma'am, if you  
22 have questions I'm sure staff will be available  
23 afterwards to answer any questions also.

24 AUDIENCE MEMBER: Okay. Well, I was  
25 just going over some of the information here. Some

1 of this is saying like asking customer classes to  
2 match the cost of those who cause issues.

3           Seems like they're asking the public to  
4 actually help pay for situations from the company,  
5 which I don't think is correct.

6           They also have down here about the  
7 Riverton 7. It's no longer in use. I don't know  
8 why the public would be requested to pay for that.

9           It's also got something here about the  
10 100 kilowatt hours. I'm a single person. I live  
11 alone in a very small house. I use over 1,000  
12 kilowatts in one month. My bill is almost \$150 and  
13 that's just me.

14           And from what I understand here, I make  
15 pretty good money compared to a lot of families, and  
16 it just doesn't seem right that they're continuing  
17 to get increases when everybody is struggling so  
18 hard.

19           Nobody has gotten an increase on their  
20 pay rates for the electric company to now without  
21 really showing any good point of asking for an  
22 increase or doing anything to help defray the cost  
23 for anybody.

24           I just don't agree with it, and that's  
25 what I came here to say today. I just completely

1 don't think right now is a very good time for them  
2 to be asking for an increase, and I wanted to make  
3 that very clear.

4 JUDGE BURTON: Thank you.

5 AUDIENCE MEMBER: Thank you.

6 COMMISSIONER KENNEY: Thank you very  
7 much. I appreciate your attendance.

8 JUDGE BURTON: Any questions from our  
9 attorneys?

10 MS. CARTER: No questions.

11 AUDIENCE MEMBER: If I can talk is to  
12 somebody after?

13 JUDGE BURTON: Yeah. There will be  
14 some individuals outside at the end.

15 AUDIENCE MEMBER: Okay. Thank you.

16 COMMISSIONER KENNEY: Thank you, ma'am.

17 (The witness is excused.)

18 JUDGE BURTON: Now I've gone through  
19 the list of the individuals who already signed up to  
20 present testimony, but if there are any other  
21 individuals who would like to go ahead and testify  
22 or add their comments for the commission to  
23 consider, you can do so at this time.

24 Okay. Seeing none, I want to thank you  
25 all for attending today. And as Commissioner Kenney

1 had mentioned, another hearing on this matter is  
2 scheduled in April and that will be in Jefferson  
3 City.

4 Thank you very much, and we'll go ahead  
5 and go off the record.

6 (Whereupon, the proceedings were  
7 concluded at 1:08 p.m. on  
8 Thursday, February 19, 2015.)

9 (Exhibit LP 1-1 was left in the  
10 custody of the court reporter and  
11 will accompany the original  
12 transcript upon completion.)

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CERTIFICATE OF REPORTER

I, Karen Vest, Registered Professional Reporter, Certified Realtime Reporter, and Certified Court Reporter within and for the State of Missouri, do hereby certify that I was personally present at the taking of the proceedings as set forth in the caption sheet hereof; that I then and there took down in stenotype the proceedings had at said time; and that the foregoing is a full, true, and accurate transcription of such stenotype notes so made at such time and place, all to the best of my skill and ability.

Karen Vest, RPR, CRR,  
Missouri CCR No. 846

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