

Sundermeyer, Susan

From: Rogers, John
Sent: Tuesday, July 21, 2009 3:31 PM
To: Sundermeyer, Susan
Cc: Barnes, Matthew; Bender, Leon; Mckinnie, Adam; Roos, David; Mantle, Lena; Mendl, Jerry
Subject: FW: Chapter 22 Rulemaking Workshop Number 3
Attachments: Dogwood Responses 072109.pdf

Susan:

Please file Dogwood Energy, LLC's response to Staff's questions in EW-2009-0412.

Thanks,

John

From: Carl Lumley [mailto:clumley@lawfirmemail.com]
Sent: Tuesday, July 21, 2009 2:36 PM
To: Rogers, John
Subject: RE: Chapter 22 Rulemaking Workshop Number 3

I will not be able to personally attend on July 30-31, but hopefully will be able to call in. Attached hereto are Dogwood's responses to staff's questions.

From: Rogers, John [mailto:John.Rogers@psc.mo.gov]
Sent: Wednesday, July 15, 2009 2:37 PM
To: Elliott, David; Hagemeyer, Jeremy; Hernandez, Jennifer; Hughes, Mark; Josh Harden (jkharden@gmail.com); Moore, Richard; Proctor, Mike; Rick D. Chamberlain; Todd Tarter; Voss, Cherlyn; Watkins, James; Wheeler, Janet; 'Ajay Arora'; 'Alex Pennock'; 'Allen Dennis'; 'Andrew Meyer'; 'Anne McKibbin'; 'April Shepherd'; 'Barry Dicker'; 'Barry Matchett'; Beck, Dan; 'Beth Burka'; 'Beth O'Brien'; 'Beth Soholt'; 'Bill Barbieri'; 'Bill Davis'; 'Bill Loesch'; 'Bill Roush'; 'Bill Roush'; 'Billie LaConte'; 'Billie Sue LaConte'; 'Blake Mertens'; 'Bob Gardner'; 'Bob Miller'; 'Brad Klein'; 'Brad Lutz'; 'Brent Ross'; 'Brett McLean'; Brown, Doyle; 'Burton Crawford'; 'Cara Schaefer'; Carl Lumley; Carlson, Bob; 'Charles Peoples'; 'Chuck Strickland'; 'Colin Murchie'; 'Craig Wetmore'; 'D. J. Linton'; 'Dan Chiles'; 'Dan Laurent'; 'Dane Glueck'; 'Dave Kreimer'; 'David Weisman'; 'David Overfelt'; 'Dianna M. Vuylsteke'; 'Donald Johnstone'; 'Doug Healy'; 'Duane Highley'; 'Ed Downey'; Pappas, Charles; Voss, Cherlyn; Wilbers, Brenda; 'Ed Hedges'; 'Ed Matthews'; 'Eric Swillinger'; 'Eric Thumma'; 'Erin Noble'; 'Frank Lewon'; 'Gaye Suggett'; 'Greg Meyer'; 'Hank Stelzer'; 'Hans Detweiler'; 'Heather Starnes'; 'Henry Rentz'; 'Henry Robertson'; Hughes, Mark; 'Jay Hasheider'; 'Jayna Long'; 'Jeff Lewis'; 'Jeff Reinkemeyer'; Mendl, Jerry; 'Jesse Bermel'; 'Jim Fischer'; 'Jim Okenfuss'; 'Johann Scheidt'; 'John Coffman'; 'John Ervin'; 'John Grimwade'; 'Josh Harden'; 'Joyce Davidson'; 'Juan Gutierrez'; 'Judd Moritz'; 'Kari Decker'; 'Karl Zobrist'; 'Kathleen Henry'; 'Kathleen Logan Smith'; 'Keith Beall'; 'Kelly Walters'; 'Khristine Heisinger'; 'Lars Kvale'; 'Lisa Langeneckert'; 'Lois Liechti'; 'LuAnn Madsen'; Mantle, Lena; 'Mark Lawlor'; 'Marvin Rollison'; 'Matt Michels'; 'Matthew Brown'; 'Maurice Brubaker'; 'Michelle Harris'; Mills, Lewis; Noller, John; Oligschlaeger, Mark*; Rogers, John; Wheeler, Janet; Dietrich, Natelle*; Dottheim, Steve; Kind, Ryan; 'Michael McCabe'; 'Mike Bollenbach'; 'Mike Revak'; 'Mike Whitmore'; Moore, Richard; 'Nathan Jones'; 'P. J. Wilson'; 'Patrick McNamara'; 'Paula Haskin'; 'Pete Curtice'; 'Phil Wright'; 'Randy Hughes'; 'Rex Jenkins'; 'Richard Voytas'; 'Richard Wright'; 'Rob Freeman'; 'Rob Land'; 'Robert Boyd'; 'Robert Willen'; 'Roger Clark'; 'Roger Steiner'; 'Ron McLinden'; 'Ron Stimmel'; 'Russ Mitten'; Trippensee, Russ; 'Scott Miller'; 'Shaun Chapman'; 'Sierra Club Missouri Chapter'; 'Stacey L Johnson'; 'Stephen Kidwell'; 'Steve Capanna'; 'Steve Gaw'; 'Stuart Conrad';

Sundermeyer, Susan; 'Susan Brown'; 'Terry Hilgedick'; 'Tim Michels'; 'Tim Rush'; 'Tim Wilson'; 'Todd Tarter'; 'Tony Robyn'; 'Travis Creswell'; 'Troid Edwards'; 'Vaughn Prost'; 'Wade Miller'; 'Warren Wood'; 'Wenbin Li'; 'Wendy Tatro'; 'Wil Cooper'; Woods, Shelley; 'Yuri Horwitz'; 'Zeina El-Azzi'; 'Zeke Fairbank'; Barnes, Matthew; Bender, Leon; Mckinnie, Adam; Roos, David; Swanson, Steve
Subject: Chapter 22 Rulemaking Workshop Number 3

In the Chapter 22 revision process, Staff has solicited draft language from the stakeholders. At this time Staff has received suggested language proposals from only one stakeholder. In an effort to obtain more input from the stakeholders, Staff has decided to change the format for the July 30 - 31, 2009 Chapter 22 rulemaking workshop to facilitate a more robust exchange of ideas and suggestions before preparing the next draft of the rules. This will necessitate that there be one additional 2-day workshop scheduled for September 14 – 15, 2009 to review the next draft of the rules. This approach is being taken in an attempt to have a process and draft rules for which there is greater chance of alignment and agreement among stakeholders and to have a resource planning process which is viewed as being meaningful and transparent.

On July 30, each utility and each stakeholder group will have an opportunity to provide additional input to the rulemaking process by providing answers to the questions in the attached file. We would like to begin the workshop on Thursday, July 30 with the utilities providing answers to the attached questions and input in other areas they believe are important. We will allow at least four hours on Thursday, July 30 for the utilities' input and discussions among the stakeholders to better understand the utilities' answers and positions.

Each non-utility stakeholder group will have an opportunity to provide input in the afternoon of Thursday, July 30. Staff encourages each non-utility stakeholder group to review and provide answers to the questions in the attached document. If you do not have positions on all of the questions, please spend some time on the questions for which you do have positions.

On Friday, July 31, we will discuss the areas of agreement and disagreement identified in the workshop on the previous day. For the areas of disagreement we will attempt to identify the underlying reasons for disagreement and will attempt to reach agreement or at least close the gaps by the end of the day.

For planning purposes, I am requesting that non-utility stakeholders advise me no later than on Monday, July 27 if they will be answering some or all of the questions and providing input and how much time they would like to speak.

PowerPoint presentations and/or handouts are greatly encouraged but are not necessary. We value all input in this process. The intent is not to elicit general discussion. The Staff is looking for focused, detailed input followed by discussion to help assure clarity.

The Staff does not intend for the July 30 - 31 workshop to substitute for stakeholders submitting proposed rule language / redrafts of the Staff's draft rule language. The Staff would still greatly welcome from the stakeholders proposed language and/or redrafts of the Staff's draft language. In its previous Chapter 22 workshops, Staff has been told that there is no need for the revision of Chapter 22 to be prescriptive because all the Staff need due is ask for information / data and the utilities will provide it. Please remember as you provide drafts, that the reality of the Staff's experience is that the utilities only provide what is clearly set out in the rules or by stipulation and agreement. Therefore, it is important that the rule be as comprehensive as necessary.

Any proposed language or reworking of Staff drafts which stakeholders could provide in advance of July 30, or on July 30, can be used during the workshop discussions as well as during the preparation of the next draft of the Chapter 22 rules.

We will plan on the same workshop schedule as in the past: July 30 start at 9:00 AM and close at 5:00 PM, July 31 start at 8:30 AM and close at 3:00 PM.

The Staff appreciates the time and effort of everyone involved in the Chapter 22 rulemaking process.

John Rogers
Utility Regulatory Manager
Missouri Public Service Commission

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