

1 BEFORE THE PUBLIC SERVICE COMMISSION

2 STATE OF MISSOURI

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4 TRANSCRIPT OF PROCEEDINGS

5 Prehearing Conference

6 September 12, 2011

7 Jefferson City, Missouri

8 Volume 1

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11 In the Matter of

12 Union Electric Company's)

13 2011 Utility Resource)

14 Filing Pursuant To) File No. EO-2011-0271

15 4 CSR 240- Chapter 22)

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17 MORRIS L. WOODRUFF, Presiding

 CHIEF REGULATORY LAW JUDGE

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22 REPORTED BY:

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1 JUDGE WOODRUFF: We're here today for
2 a conference in File No. EO-2011-0271, which
3 concerns Union Electric Company's 2011 Utility
4 Resource Filing pursuant to Chapter 22
5 Commission's Rules.

6 We'll begin today by taking entries
7 of appearance, beginning with Ameren, Missouri.

8 MS. TATRO: Wendy Tatro, 1901
9 Chouteau Avenue, St. Louis, Missouri 63103.

10 JUDGE WOODRUFF: Okay. And for the
11 Staff.

12 MR. WILLIAMS: Nathan Williams, P.O.
13 Box 360, Jefferson City, Missouri 65102.

14 JUDGE WOODRUFF: And for Public
15 Counsel.

16 MR. MILLS: On behalf of the Office
17 of Public Counsel and the public, my name is
18 Lewis Mills. My address is P.O. Box 2230,
19 Jefferson City, Missouri 65102.

20 JUDGE WOODRUFF: For the Natural
21 Resource Defense Council.

22 MR. ROBERTSON: Henry Robertson,
23 Great Rivers Environmental Law Center, 705 Olive
24 Street, Suite 614, St. Louis, Missouri 63103.

25 JUDGE WOODRUFF: For DNR.

1 MS. MANGELSDORF: Sarah Mangelsdorf for
2 the Missouri Department of Natural Resources.

3 JUDGE WOODRUFF: For MEIC.

4 Diana Vuylsteke, Brian Cave, LLC,
5 211 North Broadway, Suite 3600, St. Louis 63102.

6 JUDGE WOODRUFF: For MEG.

7 MS. LANGENECKERT: I'm actually
8 representing Barnes-Jewish Hospital in this matter,
9 and my name is Lisa Langeneckert. I'm in the
10 law firm of Sandberg, Phoenix and Von Gontard,
11 600 Washington Avenue, Suite 1500, St. Louis,
12 Missouri 63101.

13 JUDGE WOODRUFF: For Clean Line. Is
14 anyone here for Clean Line?

15 (No response.)

16 JUDGE WOODRUFF: For MJMEUC.

17 MR. HEALY: Doug Healy, Law Firm of Healy
18 & Healy, 939 Boonville, Suite A, Springfield,
19 Missouri.

20 JUDGE WOODRUFF: Thank you. I believe
21 that's everyone. Is there anyone I missed? Any
22 other parties?

23 (No response.)

24 JUDGE WOODRUFF: Okay. Do we have anyone
25 else on the phone that needs to be identified?

1 MR. FISK: Yeah, this is Shannon Fisk from
2 the Natural Resources Defense Council. The address
3 is 2 North Riverside Plaza, Suite 2250, Chicago,
4 Illinois 60606.

5 JUDGE WOODRUFF: And you are legal counsel
6 for NRDC, I believe.

7 MR. FISK: Yeah, along with Henry.

8 JUDGE WOODRUFF: All right. Well, let's
9 go ahead and get started then. I scheduled this
10 conference so that the parties can give the
11 Commission direction on how they want to proceed, and
12 obviously there's a lot of interest in this case with
13 a lot of parties.

14 I want you to tell me whether you think a
15 hearing would be helpful and whether the nature of
16 that hearing -- what that might be, whether we had
17 prefiled testimony, whether we would just go on the
18 record and see what happens, however you think would
19 be appropriate for the Commission to proceed.

20 I'm not going to ask you to tell me that
21 today. The reason I brought you-all together is so
22 you can discuss that and how you can give me a
23 written recommendation. And what I'm going to ask
24 you to do is file a procedural schedule about a week
25 from today, which is September 19.

1 If you can't all agree on a proposed
2 schedule, give me competing schedules, and I'll
3 present it to the Commission, and they can decide how
4 they want to proceed.

5 I will say that in the previous case
6 involving Ameren's Resource Filing on Chapter 22, the
7 Commission determined it was not a contested case
8 proceeding so that a hearing is not absolutely
9 necessary, but it still may be helpful with the
10 Commission in making its decision, so I'll leave you
11 to your discussions, unless there's anything else
12 anyone wants to bring up while we're on the record.

13 MR. WILLIAMS: Does the Commission have
14 any guidance about whether it would like to see more
15 information?

16 JUDGE WOODRUFF: I do not have any
17 guidance from the Commission, so it's -- from my
18 perspective, as the person who will probably have to
19 write this, I think more information would probably
20 be helpful, but whether that needs to be done in a
21 formal-type hearing, I'll leave it to your
22 recommendations.

23 Did we have someone else join us on the
24 line?

25 MS. PEMBERTON: Yes, this is Terri

1 Pemberton for Clean Line.

2 JUDGE WOODRUFF: Oh. Okay. You are legal
3 counsel for Clean Line?

4 MS. PEMBERTON: Yes. I'm Terri Pemberton
5 with Cafer Law Office.

6 JUDGE WOODRUFF: Okay. We'd just gotten
7 started, and I was just explaining I'm going to ask
8 the parties to give me a proposed procedural schedule
9 a week from today as to how we wish to proceed in
10 this case.

11 Anything else anyone wants to bring up?
12 All right. With that, then, the on-the-record
13 portion of this conference is concluded, and I'll
14 leave you to your discussions.

15 MR. WILLIAMS: Thank you.

16 (The hearing concluded.)
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1 CERTIFICATE

2 I, Nancy L. Silva, RPR, a Certified
3 Court Reporter, CCR No. 890, the officer before
4 whom the foregoing hearing was taken, do hereby
5 certify that the witness whose testimony appears
6 in the foregoing hearing was duly sworn; that
7 the testimony of said witness was taken by me to
8 the best of my ability and thereafter reduced to
9 typewriting under my direction; that I am
10 neither counsel for, related to, nor employed by
11 any of the parties to the action in which this
12 hearing was taken, and further, that I am not a
13 relative or employee of any attorney or counsel
14 employed by the parties thereto, nor financially
15 or otherwise interested in the outcome of the
16 action.

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19 Nancy L. Silva, RPR, CCR
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