

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 5th day of
December, 2018.

In the Matter of Carl R. Mills Trust)
Certificate of Convenience and Necessity)
Authorizing it to Install, Own, Acquire,)
Construct, Operate, Control, Manage and)
Maintain Water Systems in Carriage Oaks)
Estates)

File No. WA-2018-0370

**ORDER ESTABLISHING PROCEDURAL SCHEDULE AND OTHER
PROCEDURAL REQUIREMENTS**

Issue Date: December 5, 2018

Effective Date: December 5, 2018

A prehearing conference was held November 8, 2018, during which the Commission's Staff was asked to submit a proposed procedural schedule on behalf of the parties no later than November 15. Staff timely submitted a joint proposed procedural schedule. The Commission will adopt the joint proposed procedural schedule along with additional procedural requirements.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

Date	Event
January 7, 2019	Pre-filed Direct Testimony (Applicant and Intervenors)
February 6, 2019	Pre-filed Rebuttal Testimony (All Parties)
February 13, 2019	Technical/Settlement Conference
March 8, 2019	Pre-filed Surrebuttal Testimony (All Parties)
March 12, 2019	Last Day to Request Discovery
March 15, 2019	List of Issues, Order of Witnesses, Order of Cross-Examination, and Order of Opening Statements

Date	Event
March 15, 2019	Joint Stipulated Facts
March 22, 2019	Position Statements
April 2-3, 2019	Evidentiary Hearing

2. The evidentiary hearing is scheduled for April 2-3, 2019, beginning at 9:00 a.m. The hearing will be held in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. The hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. Any person requiring additional accommodations to participate in the hearing shall call the Missouri Public Service Commission's Hotline at 800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

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

- A. The parties shall provide all workpapers, in electronic format, whenever feasible, within two business days following the date on which the related testimony is filed.
- 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.
- C. All parties shall provide copies of testimony, schedules, exhibits, and pleadings to other counsel of record by electronic means and in electronic form essentially concurrently with the filing of such testimony, schedules, exhibits, or pleadings where the information is available in electronic format. Parties shall not be required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- D. The response time for all data requests shall be ten (10) calendar days, with five (5) calendar days to object or to notify the requesting

party that more than ten (10) calendar days will be needed to provide the requested information.

- E. All data requests, subpoenas, or other discovery requests shall be issued no later than March 12, 2019. With respect to deposing a witness, so long as a notice of deposition is issued by March 12, 2019, the deposition may occur, notwithstanding that the deposition will take place after March 12, 2019, or that there could be other conditions that must be satisfied prior to the deposition.
- F. All motions to compel a response to any discovery request related to the case shall be filed no later than March 22, 2019.
- G. Testimony shall be pre-filed 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.
- H. Although not all parties may agree upon how each issue should be described, or on whether a listed issue is in fact a proper issue, 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.
- I. Each party shall file a simple and concise statement summarizing its position on each disputed issue. Position Statements shall track the list of issues. Any position statement shall set forth any order requested, cite any law authorizing that relief, and allege facts relevant under the law with citations to any pre-filed testimony in support.
- J. All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs must set forth and cite the proper portions of the record in support of that party's position.
- K. 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, copies for the five Commissioners, the Presiding Judge, and all counsel.
- L. Exhibit numbers are assigned in the following manner:

Carl Mills	1-99
The Commission's Staff	100-199
The Office of the Public Counsel	200-299
Intervenors	300-399

If any party requires additional exhibit numbers, it may add a 1 to the beginning of its assigned numbers. For example, if Carl Mills has exhibits in addition to exhibit number 99, its next exhibit numbers would be 1001, 1002, 1003, etc.

M. Each party shall prepare a list of its pre-filed, pre-marked exhibits and submit a copy of that list to every other party and to the regulatory law judge no later than April 1, 2019. The lists shall not be filed in the EFIS case file. Exhibits that may be offered during cross-examination, but which have not been pre-filed, need not be included on the list. However, when those documents are offered during the hearing, they will be assigned a number from that party's number group.

4. This order shall be effective when issued.

BY THE COMMISSION



Morris L. Woodruff

Morris L. Woodruff
Secretary

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

Clark, Regulatory Law Judge,

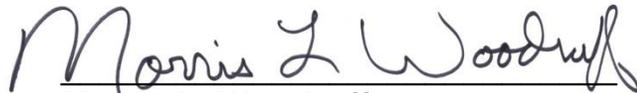
STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 5th day of December 2018.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 5, 2018

File/Case No. WA-2018-0370

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

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

Morris L. Woodruff
Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.