

**BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI**

In the Matter of Union Electric Company     )  
d/b/a Ameren Missouri's Tariffs to            )  
Increase Its Revenues for Electric Service.    )

**Case No. ER-2012-0166**  
Tariff No. YE-2012-0370

**Proposed Procedural Schedule**

**COMES NOW** the Staff of the Missouri Public Service Commission, for its response to the Commission's Order of February 6, 2012, states as follows:

1. Union Electric Company, d/b/a Ameren Missouri ("Ameren"), filed its tariffs and minimum filing requirements seeking a general rate increase on February 3, 2012.

2. Thereafter, on February 6, 2012, the Commission issued its *Order Directing Notice, Suspending Tariff, Setting Hearings, and Directing Filings*. Among other things, that order directed the parties to file a proposed procedural schedule on or before March 13, 2012. The Order further provided that Staff shall have the primary responsibility for preparing and filing the proposed procedural schedule. The Order also directed the parties to file a pleading either indicating concurrence in Ameren's recommended test year and update period, or recommending alternatives to that test year and update period. The Order also directed the parties to file recommendations as to the times, dates and locations for local public hearings regarding the proposed rate increase.

***Proposed Procedural Schedule***

3. On behalf of all the parties, Staff submits a proposed procedural schedule, attached hereto as Attachment A, and a set of procedural conditions, attached hereto as

Attachment B. These conditions should be incorporated into the Commission's *Order Setting Procedural Schedule*.

***Test Year and Update Period***

4. In further response to the Commission's Order, Staff states that it concurs in Ameren's recommended test year and update period.

***Local Public Hearings***

5. In further response to the Commission's Order, Staff states that it concurs in the recommendations as to Local Public Hearings made by the Public Counsel. Specifically, those recommendations are as follows:

Public Counsel proposes that the number and locations of local public hearings be somewhat similar to those conducted in the last two cases (Case Numbers ER-2010-0036 and ER-2011-0028), and the other Proponents either support or do not object to this proposal. The significant changes from the proposals in the last two cases are:

- 1) eliminating the local public hearing in Excelsior Springs, which has typically been poorly attended; and
- 2) substituting a hearing in Cape Girardeau for the one in Hayti, which was poorly attended in the last case.

Subject to the Commission's schedule and the availability of the proposed locations, Public Counsel proposes that a local public hearing be held at each of the following locations:

- St. Charles County Administration Building, Room 116, 201 North 2nd Street, St. Charles, Missouri 63301

- Mexico High School – Emmons Hall, 639 North Wade, Mexico Missouri 65265
- Moberly Area Community College, Auditorium, 101 College Ave., Moberly, Missouri 65270
- Truman State University, Student Union, 901 South Franklin Street, Kirksville, Missouri 63501<sup>1</sup>
- Governor Office Building, 200 Madison Street, Room 310, Jefferson City, Missouri 65102
- Harris Stowe State University, Main Auditorium, Room 112, 3026 Laclede, St. Louis, Missouri 63101
- University of Missouri-St. Louis, One University Boulevard, Millennium Student Center Building, North Campus, Century Room B & C, St. Louis, Missouri 63121
- Julie Davis Regional Branch Library, 4415 Natural Bridge Avenue, St. Louis, Missouri 63113
- Holiday Inn Southwest/Viking Conference Center, 10709 Watson Road, Salon A, St. Louis, Missouri 63127
- Fox C-6 School District, Roy Wilde Conference Center, 849 Jeffco Boulevard, Arnold, Missouri 63010
- National Guard Armory, 1702 State Highway 114 East, Dexter, Missouri 63841
- Union R-XI High School, 1 Wildcat Drive, Union, Missouri 63084
- A location in Cape Girardeau, Missouri.

Public Counsel proposes that most of the hearings be held in the evening, but that some be held at noon. Public Counsel also requests that the Commission avoid, to the greatest extent possible, holding two hearings at the same time unless the two hearings are linked by video.

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<sup>1</sup> Staff received a call from an individual in Kirksville who suggested that a better location (more parking, no stairs) in Kirksville would be the Kirksville Middle School, 1515 S. Cottage Grove, Kirksville, MO 63501 Phone: 660-665-3793.

6. Public Counsel proposes the following notice, with which Staff concurs:

IMPORTANT NOTICE

Ameren Missouri has filed revised tariff sheets with the Missouri Public Service Commission that are designed to increase the company's electric service revenues by approximately \$376 million. For the average residential customer the proposed increase would be approximately 14 percent or \$14 per month. Ameren Missouri's rate filing includes a request to continue its fuel adjustment clause that reflects changes in the cost of fuel used to generate electricity on customers' bills through a separately-identified surcharge or credit outside a general rate case. Public comment hearings have been set before the PSC as follows:

*[Insert locations, dates and times here.]*

Each hearing will begin with an informal question and answer session.

If you are unable to attend a live public hearing and wish to make written comments or secure additional information, you may contact:

The Public Service Commission, Post Office Box 360 Jefferson City, Missouri 65102, telephone 800-392-4211, email [pscinfo@psc.mo.gov](mailto:pscinfo@psc.mo.gov); or

The Office of the Public Counsel, P.O. Box 2230, Jefferson City, Missouri 65102, telephone (866) 922-2959, email [opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov).

Comments may also be registered in the case using the Commission's electronic filing system at <https://www.efis.psc.mo.gov/mpsc/Comments.html> and entering "ER-2012-0166" in the "Case/Tracking No." field.

The Public Service Commission will also conduct evidentiary hearings at its offices in Jefferson City from September 24 through October 12, 2012, beginning at 8:30 a.m. The hearings and local public hearings will be held in buildings that meet accessibility standards required by the Americans with Disabilities Act. If a customer needs additional accommodations to participate in these hearings, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

**WHEREFORE**, having fully responded to the Commission's Order, Staff prays that the Commission will issue its *Order Setting Procedural Schedule* adopting the proposed procedural schedule submitted herewith, and incorporating the attached

procedural conditions, and adopting the Public Counsel's recommendations for Local Public Hearings in this docket.

Respectfully submitted,

s/ Kevin A. Thompson  
**KEVIN A. THOMPSON**  
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Chief Staff Counsel

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Attorney for the Staff of the Missouri Public Service Commission.

### **Certificate of Service**

I hereby certify that a true and correct copy of the foregoing was served, either electronically or by hand delivery or by First Class United States Mail, postage prepaid, on this **13<sup>th</sup> day of March, 2012**, on the parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

s/ Kevin A. Thompson

## Agreed Procedural Schedule

Event	Begin Date (2012)	End Date (2012)	Days From AmMo Filing	Days Between Noted Events
AmMo Direct Filing Date	F 02-03		0	
Lincoln's Birthday Holiday	M 02-13		10	
President's Day Holiday	M 02-20		17	
Truman Day Holiday	M 05-07		94	
Memorial Day Holiday	M 05-28		115	
Independence Day Holiday	W 07-04		152	
Staff Rev. Req. Calculation	F 07-06		154	Days prior to Rate Design Direct: 13
Staff Direct Rev. Req.	F 07-06		154	Days from Rev. Req. Direct: 0
Staff Direct Rate Design	R 07-19		167	Days from Rev. Req. Direct: 13
Local Public Hearings	JULY	AUGUST		
Settlement Conference <sup>1</sup>	M 07-30	F 08-03	178-182	Days from Rev. Req. Direct: 24
Preliminary Issues List	F 08-10		189	
Rebuttal Testimony	T 08-14		193	
Labor Day Holiday	M 09-03		213	
True-up information provided to parties*	W 09-05		215	Auditable info provided relating to 07-31 cut-off date.
Surrebuttal/Cross-Surrebuttal Testimony	F 09-07		217	
Late Settlement Conference <sup>2</sup>	R 09-13		223	
List of Issues	F 09-14		224	
Statement of Position	T 09-18		228	
Reconciliation	W 09-19		229	
Evidentiary Hearings	M 09-24	F 10-05	234-245	
Columbus Day Holiday	M 10-08		248	
Evidentiary Hearings	T 10-09	F 10-12	249-252	
True-up Direct Testimony	R 10-18		258	Days from main hearing: 6
True-up Rebuttal Testimony	M 10-22		262	Days from main hearing: 10
True-up Hearing	R 10-25	F 10-26	265-266	
Initial Post-hearing Briefs	M 11-05		276	Days from main hearing: 24
Veterans' Day Holiday	M 11-12		283	
Reply/True-up Briefs	F 11-16		287	Days from main hearing: 35
Thanksgiving Day Holiday	R 11-22		293	
Report & Order Issue Date	M 12-03		304	Days from main hearing: 52
Christmas Day Holiday	T 12-25		326	
New Year's Day Holiday 2013	T 01-01		333	
OP/LAW DATE	W 01-02		334	Days from main hearing: 82

<sup>1</sup> Although five days have been allotted, the parties may determine that less than five days is adequate.

<sup>2</sup> Although the parties have scheduled this conference, they might determine that it should not be held.

## **Agreed Procedural Provisions**

The parties shall comply with the following procedural requirements:

(A) Testimony shall be prefiled 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.

(B) 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.

(C) Each party shall file a simple and concise statement summarizing its position on each disputed issue.

(D) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(E) 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.

(F) All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to other counsel by electronic means and in electronic form, essentially

contemporaneously with the filing of such testimony, exhibits, or pleadings where the information is available in electronic format (.PDF, .DOC, .WPD, or .XLS). Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.

(G) The parties shall make an effort to not include highly confidential or proprietary information in data request questions. If highly confidential or proprietary information must be included in data request questions, the highly confidential or proprietary information shall be appropriately designated as such pursuant to Commission Rule 4 CSR 240-2.135.

(H) Each party serving a data request on another party shall provide an electronic copy of the text of the “description” of that data request to counsel for all other parties contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains highly confidential or proprietary information, or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy. If a party desires the response to a data request that has been served on another party, the party desiring a copy of the response shall request a copy of the response from the party answering the data request. Data requests, objections to data requests, and notifications respecting the need for additional time to respond to data requests shall be sent by e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list for data requests, but shall assume responsibility for compliance with any restrictions on confidentiality. All data request responses from all parties shall also be served on counsel for Staff, Office of the Public Counsel, and Ameren Missouri or company counsel’s designee. All data request



responses shall be served electronically, if feasible and not voluminous as defined by Commission rule. In the case of Ameren Missouri data request responses, Ameren Missouri shall post its data request responses on its Case Works Extranet site. However, in the case of responses to data requests Staff issues to it, Ameren Missouri shall also submit the response to Staff data requests in EFIS, if feasible, or if submission of responses to Staff data request in EFIS is infeasible, then Ameren Missouri shall submit to Staff its response in electronic format or compact disc or by other means agreed to by Staff counsel.

(l) Until direct testimony is filed on July 6, 2012, the response time for all data requests shall be twenty calendar days, with ten calendar days to object or notify the requesting party that more than twenty calendar days will be needed to provide the requested information. After July 6, 2012, until rebuttal testimony is filed on August 14, 2012, the response time for data requests shall be fifteen calendar days to provide the requested information and eight calendar days to object or notify the requesting party that more than fifteen calendar days will be needed to provide the requested information. After rebuttal testimony is filed on August 14, 2012, the response time for data requests shall be five business days to provide the requested information and three business days to object or notify the requesting party that more than five business days will be needed to provide the requested information. If a data request has been responded to, a party's request for a copy of the response shall be timely responded to, considering that the underlying data request has already been responded to (except that responses shall not be needed for data request responses posted on AmerenUE's Caseworks Extranet site).

(J) Workpapers that were prepared in the course of developing a witness' direct or rebuttal testimony shall not be filed with the Commission, but, without request, shall be submitted to each party within two business days after the particular testimony is filed. Workpapers prepared in the course of developing a witness' surrebuttal, true-up direct, or true-up rebuttal testimony shall not be filed with the Commission, but shall be submitted to each party simultaneously with the filing of the particular testimony. Workpapers need not be submitted to a party that has indicated it does not want to receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information shall be appropriately marked. Since workpapers for certain parties may be voluminous and generally not all parties are interested in receiving workpapers or a complete set of workpapers, a party shall be relieved of providing workpapers to those parties indicating that they are not interested in receiving workpapers or a complete set of workpapers. If there are no workpapers associated with testimony, the party's attorney shall so notify the other parties within the time allowed for providing those workpapers.

(K) 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, if available in that original format, the party providing the workpaper or response shall provide this type of information in that original format with formulas intact. Ameren Missouri may provide workpapers by posting them on its Caseworks Extranet site, with e-mail notification to counsel for the parties to be provided essentially concurrently with the posting of workpapers on the Caseworks Extranet site. Ameren Missouri shall provide its work

papers to Staff in electronic format by e-mailing or by delivery of a compact disk or other electronic storage media.