

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 24th day of July, 2024.

In the Matter of the Application of Union Electric)
Company d/b/a Ameren Missouri for Permission) **File No. EA-2024-0212**
and Approval and a Certificate of Public)
Convenience and Necessity)

**ORDER ESTABLISHING PROCEDURAL SCHEDULE AND
DELEGATING AUTHORITY**

Issue Date: July 24, 2024

Effective Date: July 24, 2024

On May 24, 2024,¹ Union Electric Company d/b/a Ameren Missouri filed an application requesting a certificate of convenience and necessity.

On July 19, all parties in this matter² filed a *Joint Motion to Adopt Procedural Schedule*.

The Commission has reviewed the proposed procedural schedule and procedures, finds them reasonable, and will adopt them with minor adjustments. The Commission will also include additional procedural matters not included in the proposed schedule and delegate authority to the regulatory law judge to settle procedural and discovery disputes.

¹ Unless otherwise noted, all dates refer to the year 2024.

² Union Electric Company d/b/a Ameren Missouri, the Staff of the Commission, the Office of the Public Counsel (OPC), the Consumers Council of Missouri, and Renew Missouri Associates d/b/a Renew Missouri. Renew Missouri received a copy of the proposed procedural schedule, but did not respond by the date filed.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

July 30	Rebuttal Testimony Due ³
August 5	Settlement Conference
August 15	Surrebuttal Testimony Due
August 15	Last Day of Discovery
October 9	List of Issues, List of Witnesses, and Order of Cross-Examination Due
October 16	Position Statements Due
October 23-24	Evidentiary Hearing
November 6	Initial Post-Hearing Briefs Due
November 27	Reply Briefs Due

2. The Commission shall hold an evidentiary hearing on October 23-24, beginning at 9:00 a.m. on the first day.

3. The hearing shall be held at the Commission's office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

³ OPC, the Consumers Council of Missouri, and Renew Missouri have the option of filing rebuttal testimony or surrebuttal testimony.

4. The parties shall comply with the following procedural requirements:
 - (A) For testimony, all parties must comply with the requirements of Commission Rule 20 CSR 4240-2.130 for prepared testimony, including the requirement that testimony be filed with line-numbered pages.
 - (B) 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 in this case, the parties shall agree upon and 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 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 20 CSR 4240-2.080. 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) If part of testimony or documents are pre-filed and served upon the parties before a hearing, a party need only provide a copy of the testimony or document to the court reporter for marking as an exhibit. If not pre-filed and served upon the parties, then a party who has a document marked for use at the hearing shall have sufficient copies of the document to provide a copy not only to the court reporter, but also to each of the Commissioners, the presiding officer, and counsel for each other party.
 - (F) All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to other counsel by electronic means and in electronic form, essentially concurrently with the filing of such testimony, exhibits, or pleadings where the information is available in electronic format (.PDF, .DOC, .WPD, .XLS, etc.). Parties are not required to put information that does not already exist in electronic format into electronic format for purposes of exchanging.
 - (G) Public documents filed in the Commission's Electronic Filing and Information System (EFIS) shall be considered properly served by serving the same on counsel of record for all other parties via e-mail. The parties agree confidential documents may be obtained from EFIS and so agree not to serve those documents via e-mail. Any data requests issued to or by Staff shall be submitted and responded to in EFIS pursuant to 20 CSR

4240-2.090(2)(H). All data requests, other than those issued to or by Staff, as well as all objections to data requests, or notifications of the need for additional time to respond, shall be sent by e-mail to counsel for the other parties. Counsel for each party shall receive electronically, via either EFIS notification or e-mail from the party serving a data request, an electronic copy of the text of the “description” of that data request contemporaneously with service of the data request. Regarding data requests issued via EFIS, if the description contains confidential 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 must request a copy of the response from the party answering the data request, thereby providing the responding party the opportunity to object. 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. If any party responds to a data request in EFIS, the response is available in EFIS to all counsel on the certified service list. Data request responses, other than responses to data requests in EFIS, shall be served on counsel for the requesting party, unless waived by counsel, and on the requesting party’s employee or representative who submitted the data request, and 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 Caseworks Extranet site; however, in the case of responses to data requests Staff issues, Ameren Missouri shall also submit the responses to Staff data requests in EFIS, if feasible, or in electronic format on compact disc or by other means agreed to by Staff counsel, if infeasible.

- (H) The parties shall make an effort to not include confidential information in data requests. If confidential information must be included in a data request, the confidential information shall be appropriately designated as such pursuant to Commission Rule 20 CSR 4240-2.135.
- (I) The response time for all data requests shall be twenty (20) days, with five (5) business days to object or notify the requesting party that more than twenty (20) days will be needed to provide the requested information. Beginning July 30, 2024, the response time for all data requests shall be ten (10) calendar days, with five (5) business to object or notify the requesting party that more than ten (10) calendar 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 without waiting the full response time allowed (except that, with the exception of responses to Staff, responses will not be needed for Ameren Missouri data request responses posted on Ameren Missouri’s Caseworks Extranet site).

- (J) Workpapers prepared in the course of developing testimony shall not be filed with the Commission but shall be submitted to each party within two (2) business days following the filing of the testimony document, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing confidential information shall be appropriately marked. 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. With the exception of workpapers provided to Staff, Ameren Missouri may provide workpapers by posting the same 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 Extranet site. Ameren Missouri shall provide its workpapers to Staff in electronic format by e-mailing or by delivery of a compact disc or other electronic storage.
- (L) Commission Rule 4 CSR 2.090's requirement that a party must seek a telephone conference with the presiding officer before filing a discovery motion shall be waived.
- (M) The presiding officer shall have full authority to rule on any procedural or discovery dispute, including any motion to compel, and may make any discovery ruling at a discovery conference.
- (N) Exhibit numbers are assigned in the following manner:

Ameren Missouri	1-99
Commission Staff	100-199
Office of the Public Counsel	200-299
Renew Missouri	300-399
Consumers Council of Missouri	400-499

Exhibits shall be marked as set forth in Commission Rule 20 CSR 4240-2.135(10)(C). For example, public Exhibit 2 would be marked as Exhibit 2, whereas the confidential version of Exhibit 2 would be marked as Exhibit 2C and a highly confidential version would be marked as Exhibit 2HC.

- (O) Each party shall prepare a list of its pre-filed, pre-marked exhibits and file a copy of that list in EFIS no later than two (2) business days prior to the start of the hearing. Exhibits 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.

5. This order is effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Hahn, Ch., Coleman, Holsman
Kolkmeier, and Mitchell CC., concur.

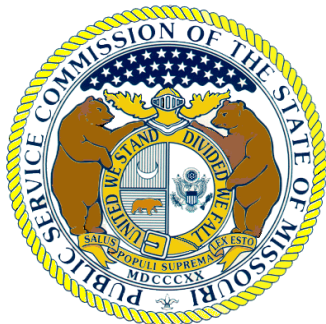
Seyer, Regulatory Law Judge

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 24th day of July 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 24, 2024

File/Case No. EA-2024-0212

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

Sincerely,



**Nancy Dippell
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.