	Prenearing Conference Vol IV April 09, 2025		
1	Page 1 BEFORE THE PUBLIC SERVICE COMMISSION		
2	STATE OF MISSOURI		
3			
4	PREHEARING CONFERENCE		
5			
6	In the Matter of the Application) of Union Electric Company d/b/a)		
7	Ameren Missouri for a) Certificate of Convenience and)File No. EA-2024-0302		
8	Necessity Under Section) 393.170.1, RSMo. Relating to)		
9	Transmission in Northwest and) Northeast Missouri)		
10	,		
11			
12	WEDNESDAY, APRIL 9, 2025		
13	1:00 p.m.		
14	Jefferson City, MO via WebEx		
15	VOLUME 4		
16			
17			
18			
19	RILEY FEWELL, Presiding REGULATORY LAW JUDGE		
20	REGOEFFICIE EAST CODE		
21			
22			
23	TRANSCRIBED BY:		
24	MELISSA EICKEN		
25			



1	LAW JUDGE FEWELL: Today is April 9th. It				
2	is approximately 1:05 p.m. This Commission has set				
3	this time for prehearing conference in the case				
4	captioned as in the matter of the application of				
5	Ameren Transmission Company of Illinois for a				
6	certificate of convenience and necessity under Section				
7	393170.1 RSMo. relating to transmission investments is				
8	northwest and northeast Missouri, and that's File				
9	Number EA-2024-0302.				
10	My name is Riley Fewell. I'm the				
11	regulatory law judge in this matter. There's not a				
12	court reporter with us this afternoon, but the				
13	conference will be recorded to be later transcribed.				
14	We can get started with the attorneys				
15	making their entries of appearance, beginning with				
16	ATXI.				
17	MR. FOSCO: Thank you, Your Honor. Carmen				
18	Fosco with the law firm of Whitt Sturtevant, LLP, 180				
19	North LaSalle Street, Suite 2020, Chicago, Illinois				
20	60601 appearing on behalf of Ameren Transmission				
21	Company of Illinois. Also appearing on behalf of				
22	Ameren Transmission Company of Illinois is Jason				
23	Kumar, K-U-M-A-R, with Ameren Service Company, 1901				
24	Chouteau Avenue, P.O. Box 66149, St. Louis, Missouri				
25	63166.				



- 1 LAW JUDGE FEWELL: Thank you, counsel. For
- 2 | the Commission staff.
- 3 MR. VANDERGRIFF: Good morning, Your Honor.
- 4 | Eric Vandergriff here. Our address is P.O. Box -- 200
- 5 | Madison Street, P.O. Box 360, Jefferson City, Missouri
- 6 | 65102. Appearing with us is also Travis Pringle.
- 7 LAW JUDGE FEWELL: Thank you. And the
- 8 Office of the Public Counsel.
- 9 MS. MARTIN: Thank you, Your Honor. This
- 10 | is Anna Martin. I'm an associate attorney with the
- 11 Office of the Public Counsel. Our address -- sorry, I
- 12 | believe it's already on file.
- 13 LAW JUDGE FEWELL: Thank you. Clean Grid
- 14 | Alliance.
- 15 MS. WILLIS: Sorry, Your Honor. It's
- 16 | taking my video a minute. This is Judith Anne Willis
- 17 | from the Law Office of Judith Anne Willis, P.O.
- 18 | Box 106088, Jefferson City, Missouri, 65110.
- 19 LAW JUDGE FEWELL: Thank you.
- 20 MS. WHEELER: And this is Elizabeth
- 21 | Wheeler, I apologize. It appears my camera is not
- 22 | working. I am in-house counsel at Clean Grid
- 23 | Alliance, and our address is 570 Asbury Street,
- 24 | Suite 201, Saint Paul, Minnesota 55104.
- 25 LAW JUDGE FEWELL: Thank you. For



- 1 | Midcontinent Independent System Operator,
- 2 | Incorporated.
- 3 MR. MEYER: This is Max Meyer appearing on
- 4 | behalf of MISO. My address is 2985 Ames Crossing
- 5 Road, Eagan, Minnesota 55121. I'm joined by my
- 6 | co-counsel, Jeffrey Small whose address is 720 City
- 7 | Center Drive, Carmel, Indiana 46032. And we're also
- 8 | joined by our local counsel, who I'll let introduce
- 9 | himself.
- 10 MR. STEINMEIER: Thank you, Your Honor.
- 11 | This is William Steinmeier from William D. Steinmeier,
- 12 PC, 2031 Tower Drive in Jefferson City, 65109, also
- 13 appearing on behalf of MISO.
- 14 LAW JUDGE FEWELL: Thank you. Missouri
- 15 | Joint Electric Utility Commission.
- 16 MS. WHIPPLE: Good afternoon, Judge Fewell.
- 17 | This is Peggie Whipple appearing on behalf of MEC, and
- 18 | also today appearing with me are Doug Healy.
- 19 LAW JUDGE FEWELL: Thank you. Renew
- 20 | Missouri Advocates.
- 21 MS. MERS: Yes. This is Nicole Mers,
- 22 | general counsel for New Missouri. Our address is 501
- 23 | Fay Street, Suite 206, Columbia, Missouri 65201.
- 24 | Thank you.
- 25 LAW JUDGE FEWELL: Thank you. And Sierra



Club.

MS. RUBENSTEIN: Good afternoon. Sarah
Rubenstein on behalf of Sierra Club. I'm with Great
Rivers Environmental Law Center. Our address is 319
North 4th Street, Suite 100, St. Louis, Missouri
63102.

this procedural conference or prehearing conference was called to address how we'll proceed in this matter and whether the parties desire a hearing. There was a hearing requested by the Office of Public Counsel a couple of -- I guess, a month ago. Since then, I've re-opened the intervention deadline, and I know that there were concerns about due process and notice given to landowners that OPC had addressed, and I believe ATXI has since given notice to anyone that they believed had not received it at that time; is that correct?

MR. FOSCO: That is correct, Your Honor.

That additional notice was sent. We don't know that all of them didn't get notice, but we -- we did send two -- two additional landowners who our research revealed did not receive notice and four others who did -- notice was sent, but there was either some minor or, you know, other address revision, but it was

Page 6

- 1 sent -- additional notice was sent to all six of those
 2 landowners.
- LAW JUDGE FEWELL: Okay. And Ms. Martin,
 does that satisfy the due process concerns that you

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not.

had?

So I don't -- I'm not exactly 6 MS. MARTIN: 7 I -- as I said in my filing, I wasn't able to sure. 8 get into contact with all of the assessors, and even 9 with the two that I did contact, I didn't necessarily 10 look at the entire part of the line that was in their I just looked at DO-27 versus DO-28. 11 12 while I -- I don't want to say they -- you know, other 13 people missed it or anything like that. I just -- I 14 cannot confirm whether everybody has gotten notice or

And I think I spoke to Mr. Fosco about that a little bit after we had done our filing, that I wasn't sure because I didn't receive all of the parcels that the assessors told me -- or that the assessors have for their entire line. I have also -- at least for the people that I have seen, either comment or have contacted me personally, I have sent out notice about this new intervention deadline, and I also sent one to the four assessors for the four counties. So hopefully landowners will get it one way



1 or the other.

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2 LAW JUDGE FEWELL: Sure. And I hate to 3 keep you on the spot, but with that, I quess, do any of the parties -- and I'm going to ultimately give a 4 5 deadline that's -- that's after the intervention deadline, even the response time for interventions. 6 7 Do any of the parties have any concerns with the 8 revised conditions that have been filed when that 9 would -- the status report was filed? It looked like 10 many of the parties had not agreed to them, but they 11 had not objected, and I don't know that OPC has given 12 a response to that. 13 MS. MARTIN: Are you talking just to me? Specifically to you, 14 LAW JUDGE FEWELL: 15 Ms. Martin, but -- but really, if any of the parties 16 have any concerns currently, otherwise, I will 17 ultimately give a deadline, and I'll order that this 18 afternoon. 19 Gotcha. So what I do know MS. MARTIN: 20 is -- I mean, a lot of our concern is about the -- I 21 did focus on notice for my -- for my filing. 22 also kind of a sub -- sub-concern which was, you know,

that this is the best path, especially given that

handling of landowners, is this the best -- best path,

have they done the work that they need to do to ensure

1 | there were landowners that we didn't even know about.

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So I think that a lot of my concern can be kind of condensed down into -- I mean, of course, landowner of notice and things like that, but it can kind of be condensed down into, like, man over interaction, I guess, so. Making sure that the siting is the best and not just from the topographical maps that ATXI has reviewed, but it -- with consideration of the actual public that it's being affected.

One thing that I didn't really mention in my filing, but something that was in the back of my head as I was writing it was, I was thinking about everything that's going on with Grain Belt, which I do know is a different situation, but I also don't want this line to end up taking years and years and years to get started because of suits and things like that, but that's something else I'm trying to help kind of avoid before it starts because I -- and I talked to other -- the other parties about how I am very interested, and I am very aware that we do need this line, and a lot of the landowners that I've spoken to also agree that we need this line, so. It -- that's more of the routing and where it's going and the research and all of that is another concern that I have heard from landowners and that I have kind of



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    felt for a while when looking at how this case was
 2
    handled --
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                LAW JUDGE FEWELL:
                                   Okay.
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                MS. MARTIN: -- though, I --
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                LAW JUDGE FEWELL: So -- go ahead. Sorry.
                             Though, you know, if it comes
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                MS. MARTIN:
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    down to it, my big -- well, I would like us to work on
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    maybe some other conditions from the OPC's point of
 9
    view before going forward in terms of I -- I don't
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    necessarily want my concerns to also prevent the line.
11
    I don't -- I think that, that is not helpful for
12
                  I do want to -- that's the balancing act
    anybody, so.
13
    that I have been struggling with since I came on the
           I've been thinking about this stuff.
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    more than is good for my mental health, so.
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                I think that we -- I'm -- I'm -- I like
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    what staff has. I think that possibly there are a few
18
    other things that the OPC would want to add more in
    line with taking landowner consideration into account
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20
    and just moving forward what we could do.
21
                LAW JUDGE FEWELL: Would you all -- I
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    guess, with that, Ms. Martin, it doesn't sound like
    you're necessarily -- if -- with -- kind of still
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24
    umbrella view, rather, and kind of with that
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    intervention pending, it doesn't sound like you're
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1	necessarily still seeking to hearing at this
2	particular time, depending on intervention responses
3	and things and who may apply to intervene or
4	MS. MARTIN: Yeah. I I think and
5	intervening as well as, you know, negotiating with
6	ATXI about some conditions that I think we would
7	LAW JUDGE FEWELL: Sure.
8	MS. MARTIN: to put on there. I do know
9	that I have spoken to at least one landowner or one
10	counsel for and landowner. I can think of actually
11	a few off the top of my head. I'm thinking of one
12	because I talked to them today that is thinking about
13	seeking to intervene, so. That is something else that
14	I appreciate you acknowledging that landowner
15	intervention is is a highly (inaudible).
16	LAW JUDGE FEWELL: Sure. Would the parties
17	be opposed to having settlement conference or another
18	status report due sometime in early May to kind of
19	circle back on this whether there are intervenors or
20	not and see if you all can come to an agreement on any
21	additional conditions that OPC may have or other
22	parties may have? Is there any objection to that?
23	MR. FOSCO: Your Honor, I may need to
24	confer with my co-counsel, but you know, the last
25	as of the date we filed the joint status report, it



- was for everyone but OPC. I don't know that any of
 the other parties have change -- we have not been
- 3 advised of any change in position in anyone that
- 4 has -- can speak up today, but you know, we understand
- 5 that's agreed. We certainly agree with OPC that this
- 6 line is necessary and -- and it needs to move forward.
- 7 You know, this case is nine months old. We've
- 8 accommodated all of staff's requests for time and for
- 9 | local public hearings, and -- and we are getting to
- 10 | the point where the schedule for this project can
- 11 | start to run into issues. There's only a certain time
- 12 of year that the company can clear, you know,
- 13 vegetation, you know, due to protected habitat, and we
- 14 don't want to have any unnecessary delay.
- This -- the -- you know, we've spoken with
- 16 OPC before, but they have not proposed any conditions.
- 17 You know, we note that staff's conditions that the
- 18 | company agreed to, you know, provide a mechanism to
- 19 accommodate, you know, micrositing if parties agree,
- 20 so that's already there. I'm not sure what else OPC
- 21 has in mind, but if we could discuss that, I --
- 22 Mr. Kumar, I don't know if you -- you know, you want
- 23 to add. I think we're -- you know, we certainly would
- 24 like to get a -- you know, an agreed resolution of
- 25 | this case and move forward, so we can move forward

Page 12

1 with the project, but -- but at the same time, Your 2 Honor, we do, you know, if OPC wants to file testimony 3 eventually, we don't want that delayed anymore. 4 mean, it's nine months into the case, and if that's 5 their intent, you know, we'd rather get a schedule I don't -- it doesn't sound like that is, but 6 7 I -- you know, that's -- that's why we're here today 8 is kind of figure out how to proceed forward. 9 LAW JUDGE FEWELL: Sure. How about I set 10 a -- my thought was to set it for May 2 and have any 11 parties that have any -- so OPC, if you have any 12 additional conditions you'd like to propose or -- or 13 again, a -- questions or what-have-you, any kind of response to the revised conditions, would that be a 14 15 good deadline for everyone that would be passed if 16 someone were to intervene on the 18th, response time 17 would be around the 28th, that way we're not pushing 18 this out to your point, Mr. Fosco, too far, but. 19 Gives everyone time to articulate their positions. 20 I will say from the OPC's MS. MARTIN: 21 point of view, I think that, that -- I -- I do know 22 that we have someone who has discussed the possibility 23 of preparing testimony in our office, and I do believe 24 that -- I -- I think that May 2nd should be fine. 25 There are a lot of parts that we have -- and a lot of

Prehearing Conference Vol IV Page 13 1 people we've been talking to. I do kind of -- I would 2 like to gently push back on the idea that landowner 3 concern is an unnecessary -- unnecessary delay. 4 think that addressing those concerns now will actually 5 prevent delays in the future, so. I did just want to 6 make that comment as well. 7 LAW JUDGE FEWELL: Okay. Well, I 8 appreciate everyone coming, and I -- I -- that was my 9 plan from the start. I'm glad that -- that sounds 10 like it's a good position forward, and again, if --11 and I know Mr. Fosco said he didn't believe that the 12 parties had changed positions, but if that does happen 13 in any sort of way, giving until May 2nd to kind of 14 figure out where we'll be going from there, but I'll 15 issue that order this afternoon, and hopefully, the 16 concerns that anyone has can be resolved and prevent 17 any other delays that can work out, otherwise. 18 Thank you, guys, again for showing up 19 today, and I hope you guys have a good afternoon. Wе 20 can adjourn this conference. 21 MR. FOSCO: Thank you, Your --22 (Audio ended.) 23

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LEXITAS

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20				
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