

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

In the Matter of Union Electric Company)	
d/b/a Ameren Missouri's Tariffs to)	<u>Case No. ER-2021-0240</u>
Increase Its Annual Revenues for)	
Electric Service.)	
)	
In the Matter of Union Electric Company)	
d/b/a Ameren Missouri's Tariffs to)	<u>Case No. GR-2021-0241</u>
Increase Its Annual Revenues for Gas)	
Service.)	

MOTION TO FURTHER MODIFY PROCEDURAL SCHEDULE

COMES NOW Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri"), by and through counsel, and on behalf of itself, the Staff of the Missouri Public Service Commission, the Office of the Public Counsel, Missouri Industrial Energy Consumers, Midwest Energy Consumers Group, Consumers Council of Missouri, Natural Resources Defense Council, Renew Missouri Advocates, the Sierra Club, Legal Services of Eastern Missouri and the Missouri School Boards Association (collectively "Parties"),¹ and requests the Commission to grant leave for the Parties to make any additional filings required by the procedural schedule by Tuesday, December 7, 2022 and, in support of their request, state as follows:.

1. The only remaining pre-evidentiary hearing requirements in the Commission's June 9, 2021 *Order Setting Procedural Schedule and Adopting Test Year* are to file Position Statements and a Reconciliation. The deadlines for Position Statements is currently today, December 2, 2021, and the deadline for the

¹ The undersigned counsel has attempted to reach counsel for all parties but was unable to do so. Please note that while it is believed that all parties support this motion, confirmation of that fact has not yet been received from counsel for the Missouri Industrial Energy Consumers, Consumers Council of Missouri, Natural Resources Defense Council, Renew Missouri Advocates, or the Sierra Club.

Reconciliation is tomorrow, December 3, 2021. See *Order Granting Motion to Modify Procedural Schedule and Extending Date to File Position Statements* (Nov. 30, 2021).

2. On November 24, 2021, all parties to the electric rate proceeding except one filed a Unanimous Stipulation and Agreement resolving all revenue requirement issues and certain other issues in the electric proceeding. The remaining party, the Sierra Club, has since indicated it does not oppose that Stipulation and in any event, the time for objection to it has passed, meaning it is to be treated as unanimous under 20 CSR 4240-2.115. That Stipulation resolved most of the issues/sub-issues identified on the Joint List of Issues filed by the parties. The parties continue to discuss resolution of several of the remaining non-rate design related electric rate proceeding issues, most of which are fairly minor in in scope. While the parties also continue to discuss remaining rate design issues, presently the parties would anticipate the need for a hearing on a few of the sub-issues in paragraphs 17 and 22 of the List of Issues.

3. Today the parties to the gas rate proceeding reached a unanimous settlement of all issues in the case in principle. The parties are working to reduce their agreements in principle to a stipulation and agreement that they anticipate filing by December 7, if not sooner.

4. Based on the foregoing developments, the parties request that the Position Statements deadline in the electric case be extended to December 7, 2021, the parties committing to file by that date a revised hearing schedule and order of witnesses with respect to any issues remaining as of that time. The parties currently anticipate a revised hearing schedule in the electric case calling for hearings on Thursday, December 9, 2021 and, if necessary, on Friday, December 10, 2021. Relative to the

gas case, recognizing the imminent Stipulation, the parties ask that they be relieved of the requirement to file Position Statements and, other than the need for a stipulation presentation, that the evidentiary hearing in that case be eliminated.

5. The parties further request that the Commission eliminate the requirement to file a Reconciliation given that all revenue requirement issues are resolved by the settlements in both the electric and gas rate proceedings, rendering the need for a Reconciliation moot.

6. The Parties² have authorized Ameren Missouri's counsel to file this motion requesting the relief sought herein.

WHEREFORE, Ameren Missouri, on behalf of the Parties, requests the Commission to issue an order modifying the procedural schedule in these cases, moving the Parties' deadline to file Position Statements from December 2, 2021 to December 7, 2021, eliminating the requirement to file a Reconciliation, and for such other and further relief as the Commission deems just in the circumstances.

Respectfully submitted,

James B. Lowery
James B. Lowery, Mo. Bar #40503
JBL LAW, LLC
3406 Whitney Court
Columbia, MO 65203
(T) 573-476-0050
lowery@jblawllc.com

² See footnote 1.

Wendy Tatro, Mo. Bar #60261
Director and Assistant General Counsel
Jermaine Grubbs, Mo. Bar #68970
Corporate Counsel
Ameren Missouri
P.O. Box 66149, MC 1310
St. Louis, MO 63166-6149
Telephone: (314) 554-2041
Facsimile: (314) 554-4014
AmerenMOService@ameren.com

**Attorneys for Union
Electric Company d/b/a
Ameren Missouri**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 2nd day of December, 2021, to all parties and/or counsels of records.

/s/ James B. Lowery