

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

In the Matter of the Application	)	
of Union Electric Company	)	<b><u>Case No. ET-2016-0246</u></b>
d/b/a Ameren Missouri for Approval	)	Tracking No. YE-2017-0030
of a Tariff Setting a Rate for	)	
Electric Vehicle Charging Stations	)	

**OFFICE OF THE PUBLIC COUNSEL’S RESPONSE TO AMEREN MISSOURI’S  
MOTION TO MODIFY PROCEDURAL SCHEDULE  
AND REQUEST FOR EXPEDITED CONSIDERATION  
AND PUBLIC COUNSEL’S MOTION TO MODIFY PROCEDURAL SCHEDULE  
AND REQUEST FOR EXPEDITED TREATMENT**

COMES NOW the Office of the Public Counsel (“Public Counsel”) and in response to Ameren Missouri’s Motion to Modify the Procedural Schedule and Request for Expedited Consideration and in support of its own Request to Modify Procedural Schedule and Request for Expedited Treatment recommending the Commission schedule two days for hearing and grant short extensions of time to file Initial and Reply Briefs, Public Counsel states:

1. In response to Ameren’s Request for Expedited Treatment under 4 CSR 240-2.080 (14) Public Counsel suggests it would be reasonable for the Commission to grant this Motion with the same expedited treatment it affords Ameren Missouri.
2. Granting Public Counsel’s Motion will permit a full and fair hearing by giving Parties the opportunity to present their case during regular business hours instead of late into the evening.
3. On August 15, 2016, Electric Company’s (d/b/a Ameren Missouri) (“Ameren”) filed its Application for Approval of Tariff Authorizing a Pilot Program for Electric Vehicle (“EV”) Charging Stations.

4. On November 9, the Commission issued its *Order Setting Procedural Schedule and other Procedural Requirements*, setting December 16 as the date for filing surrebuttal testimony.

5. Ameren Missouri states that it needs an extension of time to file surrebuttal due to the “press of other matters” including reviewing the testimony filed in its pending rate case.

6. On this basis, Ameren Missouri requests an extension of time to file its surrebuttal in this case until December 19, claiming the extension should not otherwise affect or delay the procedural schedule, and that no party will be prejudiced.

7. Public Counsel does not oppose this request for a brief extension.

8. The volume of testimony filed in this case raises the question of whether the hearing scheduled for this case may be completed in a single day. While a second day may not be required, Public Counsel, as a precaution, recommends the Commission schedule the hearing for two days, January 12 and January 13, 2017, to avoid the possibility the hearing might extend well into the evening.

9. In support of its recommendation Public Counsel notes the Commission’s calendar does not show any other matter scheduled for the January 13. Further, while the hearing may not take as much time as Public Counsel anticipates, having a second day scheduled so the hearing may be conducted during regular business hours, is a convenience for both the parties and the Commission.

10. Additionally, due to the number of witnesses and the likelihood the hearing will result in a sizeable transcript Public Counsel also requests the Initial Brief be due on January 31, 2017, instead of January 26, to give parties sufficient time to review the transcript.

11. Similarly, the date for filing of Reply Briefs should be scheduled 20 days after Initial Briefs are due, or February 21, 2017.

12. These short extensions of time do not significantly change the date by which the Commission could issue its order. Accordingly, no party to this case would be prejudiced if both motions are granted and the Commission's ability to hear, consider and decide issues raised by the case will minimally delayed, if at all. In fact, the short delays requested will likely enhance the parties' ability to effectively present the matters at issue to the Commission.

13. Public Counsel has been authorized to state that Ameren Missouri supports this Motion, Consumers Council supports this request, Commission Staff does not oppose Public Counsel's proposal to extend the hearing by two days or to change the due dates for Initial and Reply Briefs. Charge Point also does not oppose Public Counsel's filing.

WHEREFORE for the reasons stated above, Public Counsel requests the Commission issue its Order granting both Ameren Missouri's and Public Counsel's Motions.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

BY: /s/ Lera Shemwell

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 15<sup>th</sup> day of December 2016.

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