

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of Union Electric Company d/b/a )  
AmerenUE's Tariff Establishing an Industrial ) **Case No. ET-2007-0459**  
Demand Response Program ) Tariff No. YE-2008-0262

### **ORDER ADOPTING PROCEDURAL SCHEDULE**

Issue Date: December 5, 2007

Effective Date: December 5, 2007

On December 4, 2007, Union Electric Company, d/b/a AmerenUE, on behalf of itself and the Staff of the Commission, the Office of the Public Counsel, Missouri Energy Group, and Missouri Industrial Energy Consumers, filed a proposed procedural schedule. The filing represents that the only party to this case that did not join in proposing the procedural schedule, Noranda Aluminum, Inc., does not object to the proposed schedule. Since all parties accept the proposed schedule, the Commission will adopt it.

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) The parties have agreed to the following additional procedures, which are incorporated into this order:

(1). Discovery shall be completed on an expedited basis. Answers to data requests shall be provided within ten calendar days and objections to data requests shall be lodged within five business days. Any party issuing a data request shall, at the same time, send copies of the data request to counsel for all other parties.

(2). All filings shall be served on all parties electronically.

(3). Workpapers of respective witnesses shall be provided, either electronically or by overnight delivery, to all parties within two business days of the filing of the testimony or exhibits to which such workpapers relate.

**IT IS ORDERED THAT:**

1. The following procedural schedule is established:

<b>Direct Testimony (AmerenUE)</b>	<b>-</b>	<b>December 21, 2007</b>
<b>Rebuttal Testimony (Non-AmerenUE Parties)</b>	<b>-</b>	<b>January 25, 2008</b>
<b>Surrebuttal Testimony/Cross-Surrebuttal Testimony (All Parties)</b>	<b>-</b>	<b>February 11, 2008</b>
<b>List of Issues, Order of Witnesses, Order of Cross-Examination, Order of Opening</b>	<b>-</b>	<b>February 14, 2008</b>
<b>Statements of Position</b>	<b>-</b>	<b>February 20, 2008, by Noon</b>
<b>Hearing</b>	<b>-</b>	<b>February 26 and 27, 2008, beginning at 8:30 a.m.</b>

2. The parties shall comply with the procedural requirements set forth in the body of this order.

3. The hearing will 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.

4. This order shall become effective on December 5, 2007.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Morris L. Woodruff, Deputy Chief Regulatory  
Law Judge, by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 5<sup>th</sup> day of December, 2007.