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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS
Pre-Hearing Conference
January 6, 2014
Jefferson City, Missouri
Volume 1

In the Matter of Veolia Energy)
Kansas City, Inc.)
For Authority to File Tariffs) File No. HR-2014-0066
to Increase its Revenues)

KIM S. BURTON, Presiding,
SENIOR REGULATORY LAW JUDGE

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1 P R O C E E D I N G S

2 (Whereupon, the pre-hearing conference started
3 at 10:01 A.M.)

4 JUDGE BURTON: Let's go ahead and go on the
5 record in Case No. HR-2014-0066. My name is Kim Burton.
6 I am the Regulatory Law Judge assigned to this matter.
7 I've scheduled a prehearing conference on this case to
8 kind of let the parties get together so we can establish a
9 procedural hearing for everything through the hearing.

10 And normally what I do is I just provide the
11 calendar for the parties to get together after we go off
12 the record to sort of establish time frames, but to be
13 honest, looking at the calendar for May, June and July
14 through, there's absolutely nothing on it except for, I
15 believe, a true-up that's in Room 310 on May 13.

16 So I believe the parties should have sufficient
17 time to work with, and if you need additional time outside
18 of that May through the ending period, please let me know,
19 let my assistant know, Leslie Myers, and we'll go ahead
20 and provide that information to you.

21 At this time I wanted to go ahead and kind of
22 discuss some procedural matters. We had the applications
23 to intervene for the City of Kansas City and for Missouri
24 Gas Energy. I haven't received any objections to that --
25 those applications. Do the parties have any objections?

1 Miss Vuylsteke?

2 MS. VUYLSTEKE: Veolia has no objection.

3 JUDGE BURTON: Okay. And Mr. Berlin?

4 MR. BERLIN: No objections.

5 JUDGE BURTON: Okay. At that time I'll go ahead
6 and, on the record, accept those applications to intervene
7 for both the City of Kansas City and for Missouri Gas
8 Energy. Now, I just want to verify that all the parties
9 have provided their contact information to the court
10 reporter so she has access to that information.

11 Miss Vuylsteke and also Mr. Jacobs, why don't we go ahead
12 and get your full name and contact information for the
13 court reporter for the record, please.

14 MS. VUYLSTEKE: Sure. I'm sorry, Todd, if you
15 want to go ahead first.

16 MR. JACOBS: No, please.

17 MS. VUYLSTEKE: Okay. Diana Vuylsteke and
18 that's V, as in Victor, U-Y-L-S-T-E-K-E of the law firm
19 Bryan Cave LLP, 211 North Broadway, Suite 3600, St. Louis
20 Missouri 63102 appearing on behalf of Veolia.

21 JUDGE BURTON: Okay.

22 MR. JACOBS: And Todd J. Jacobs, J-A-C-O-B-S,
23 Senior Director, Legal, Laclede Gas Company, Missouri Gas
24 Energy. My address is 3420 Broadway, Kansas City,
25 Missouri 64111. My direct line is (816)360-5976.

1 JUDGE BURTON: Okay. And, Mr. Comley, for the
2 City of Kansas City, have you already provided your
3 address?

4 MR. COMLEY: Yes, I have. But, for the record,
5 I'm here appearing for the City of Kansas City, Diana and
6 Todd.

7 MS. VUYLSTEKE: Okay. Well, I have to say I
8 hope you got there safely. I wasn't even sure if the
9 Commission was going to be open today, but it's great that
10 you could make it.

11 MR. COMLEY: Sounds like everybody got here by
12 dog sled or otherwise.

13 JUDGE BURTON: Neither rain nor sleet nor snow
14 can stop the Public Service Commission. And we also have
15 Mr. Berlin here, who is representing the staff of the
16 Public Service Commission, who I believe has already
17 presided -- or presented -- provided your contact
18 information.

19 MR. BERLIN: Correct, Judge. Appearing on
20 behalf of the staff is Robert S. Berlin and Akayla Jones
21 at the Commission staff's Jefferson City address, as I
22 have provided to the court reporter.

23 JUDGE BURTON: Okay. Thank you. Now, we do
24 have the -- for the record, the applications to intervene
25 approved for both City of Kansas City and Missouri Gas

1 Energy. Are there any other procedural matters that we
2 need to deal with on the record?

3 MS. VUYLSTEKE: I don't believe so, Your Honor.

4 JUDGE BURTON: Mr. Berlin.

5 MR. BERLIN: I don't believe so either, Judge.

6 MR. COMLEY: None.

7 MR. JACOBS: None from MGE.

8 JUDGE BURTON: Now, I wanted to clarify with
9 Miss Vuylsteke and also, I believe, with Mr. Melcher or
10 Mr. Schwartz as far as how many local hearings do we think
11 we're going to be needing? I'm not clear as far as what
12 the residential capacity is, if we need to provide that
13 information outside of that May to the end-of-the-year
14 time frame for potential local public hearings or if
15 they're even necessary. I believe there is some
16 residential issues.

17 MS. VUYLSTEKE: Well, in this particular case,
18 Your Honor, there is a proposal for a highrise residential
19 tariff and -- but I think that it would be, you know, a
20 very limited offering to a very limited group. So, you
21 know, it may be that we would need a local public hearing,
22 but we might not and if we do, I think one would be more
23 than sufficient. But it could be that one is not needed
24 and maybe we should, you know, talk to the staff about
25 that, too. But I'm not sure that one is needed in the

1 first instance.

2 JUDGE BURTON: Okay. Well, then, I would ask
3 that the parties address that issue when we go off the
4 record and once I leave to kind of identify if that is
5 necessary so we're aware of scheduling. And is there
6 anything else that we need to address while we are on the
7 record?

8 Something I wanted to clarify with the parties
9 is I know in our order the Commission provided a time
10 frame for the parties, essentially, to submit their
11 proposed procedural schedule. While we're on the record,
12 how much time do the parties think that they're going to
13 need? Right now I believe it's, what, through the 13th of
14 January. Is that going to be sufficient time for you all,
15 you believe, to discuss or should I give you an extra
16 week?

17 MS. VUYLSTEKE: I think that would be
18 sufficient. I think until the 13th, hopefully we can get
19 it sooner, but I think there will be ongoing discussions
20 this week about getting something in place.

21 JUDGE BURTON: Mr. Berlin.

22 MR. BERLIN: Yes, I would agree. I would think
23 that we have enough time to get a procedural schedule
24 filed.

25 JUDGE BURTON: Okay. We'll go ahead and stay

1 with that original time frame. And just so the parties
2 are aware, I am thinking that we'll probably have or I
3 would like to have the hearing at some point in July. My
4 thought is that that would provide sufficient time for us
5 to get a copy of the transcripts, for briefs to be
6 submitted and for the order to be written and the
7 Commission to have a month, let's say, to get this on a
8 couple of dockets for their review to make any
9 determinations as well as the time frame for any
10 additional tariffs that are needed to be revised to be
11 submitted. Okay?

12 All right. Well, thank you everyone, and I am
13 glad that everyone is safe and either comfortable here or
14 in your own locale. And with that, I'm going to go off
15 the record.

16 (Proceedings concluded at 10:08 A.M.)

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CERTIFICATE OF REPORTER

I, Julie K. Kearns, Certified Court Reporter (MO), Certified Shorthand Reporter (IL), Registered Professional Reporter and Certified Realtime Reporter within and for the State of Missouri, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet thereof; that I then and there took down in Stenotype the proceedings had; and that the foregoing is a true and correct transcript of such Stenotype notes so made at such time and place.

Julie K. Kearns, CCR #993, CSR, RPR, CRR

<p style="text-align: center;">A</p> <p>above-entitled 9:8</p> <p>absolutely 3:14</p> <p>accept 4:6</p> <p>access 4:10</p> <p>additional 3:17 8:10</p> <p>address 4:24 5:3 5:21 7:3,6</p> <p>agree 7:22</p> <p>ahead 3:4,19,21 4:5,11,15 7:25</p> <p>Akayla 2:14 5:20</p> <p>AMERICA 2:7</p> <p>APPEARANC... 2:1</p> <p>appearing 4:20 5:5,19</p> <p>applications 3:22 3:25 4:6 5:24</p> <p>approved 5:25</p> <p>assigned 3:6</p> <p>assistant 3:19</p> <p>Authority 1:14</p> <p>aware 7:5 8:2</p> <p>A.M 3:3 8:16</p> <hr/> <p style="text-align: center;">B</p> <p>behalf 4:20 5:20</p> <p>believe 3:15,16 5:16 6:3,5,9,15 7:13,15</p> <p>Berlin 2:14 4:3,4 5:15,19,20 6:4 6:5 7:21,22</p> <p>Boston 2:8</p> <p>Boulevard 2:23</p> <p>Box 2:15</p> <p>briefs 8:5</p> <p>Broadway 2:19 4:19,24</p> <p>Bryan 2:4 4:19</p> <p>Burton 1:17 3:4 3:5 4:3,5,21 5:1 5:13,23 6:4,8 7:2,21,25</p>	<p style="text-align: center;">C</p> <p>C 3:1</p> <p>calendar 3:11,13</p> <p>capacity 6:12</p> <p>caption 9:9</p> <p>Carver 2:25</p> <p>case 3:5,7 6:17</p> <p>cause 9:8</p> <p>Cave 2:4 4:19</p> <p>CCR 2:22 9:16</p> <p>CERTIFICATE 9:1</p> <p>Certified 9:3,4,5</p> <p>certify 9:6</p> <p>City 1:8,13 2:3,9 2:9,11,16,19,23 3:23,23 4:7,7 4:24 5:2,2,5,5 5:21,25,25</p> <p>clarify 6:8 7:8</p> <p>clear 6:11</p> <p>comfortable 8:13</p> <p>Comley 2:10,10 5:1,4,11 6:6</p> <p>Commission 1:1 2:13,15 5:9,14 5:16,21 7:9 8:7</p> <p>Company 2:18 4:23</p> <p>concluded 8:16</p> <p>conference 1:6 3:2,7</p> <p>contact 4:9,12 5:17</p> <p>copy 8:5</p> <p>CORPORATE 2:7</p> <p>correct 5:19 9:11</p> <p>COUNSEL 2:7</p> <p>couple 8:8</p> <p>court 2:21 4:9,13 5:22 9:3</p> <p>CRR 9:16</p> <p>CSR 9:16</p> <hr/> <p style="text-align: center;">D</p> <p>D 3:1</p>	<p>deal 6:2</p> <p>determinations 8:9</p> <p>Diana 2:4 4:17 5:5</p> <p>direct 4:25</p> <p>Director 4:23</p> <p>discuss 3:22 7:15</p> <p>discussions 7:19</p> <p>DIVISION 2:18</p> <p>dockets 8:8</p> <p>dog 5:12</p> <hr/> <p style="text-align: center;">E</p> <p>E 3:1,1</p> <p>either 6:5 8:13</p> <p>end-of-the-year 6:13</p> <p>Energy 1:13 2:3 2:7,17 3:24 4:8 4:24 6:1</p> <p>Esq 2:4,10,14,14 2:18</p> <p>essentially 7:10</p> <p>establish 3:8,12</p> <p>everybody 5:11</p> <p>extra 7:15</p> <hr/> <p style="text-align: center;">F</p> <p>far 6:10,11</p> <p>File 1:14,14</p> <p>filed 7:24</p> <p>firm 4:18</p> <p>first 4:15 7:1</p> <p>Floor 2:7</p> <p>foregoing 9:11</p> <p>forth 9:8</p> <p>frame 6:14 7:10 8:1,9</p> <p>frames 3:12</p> <p>full 4:12</p> <hr/> <p style="text-align: center;">G</p> <p>G 3:1</p> <p>Gas 2:17,18,18 3:24 4:7,23,23 5:25</p>	<p>getting 7:20</p> <p>give 7:15</p> <p>glad 8:13</p> <p>go 3:4,4,11,19,21 4:5,11,15 7:3 7:25 8:14</p> <p>going 5:9 6:11 7:12,14 8:14</p> <p>great 5:9</p> <p>group 6:20</p> <hr/> <p style="text-align: center;">H</p> <p>hearing 3:9,9 6:21 8:3</p> <p>hearings 6:10,14</p> <p>highrise 6:18</p> <p>honest 3:13</p> <p>Honor 6:3,18</p> <p>hope 5:8</p> <p>hopefully 7:18</p> <p>HR-2014-0066 1:14 3:5</p> <hr/> <p style="text-align: center;">I</p> <p>identify 7:4</p> <p>IL 9:4</p> <p>Increase 1:14</p> <p>information 3:20 4:9,10,12 5:18 6:13</p> <p>instance 7:1</p> <p>intervene 3:23 4:6 5:24</p> <p>issue 7:3</p> <p>issues 6:16</p> <hr/> <p style="text-align: center;">J</p> <p>J 2:18 4:22</p> <p>Jacobs 2:18 4:11 4:16,22,22 6:7</p> <p>January 1:7 7:14</p> <p>Jefferson 1:8 2:11,16,23 5:21</p> <p>Jonathan 2:6</p> <p>Jones 2:14 5:20</p> <p>Judge 1:18 3:4,6 4:3,5,21 5:1,13</p>	<p>5:19,23 6:4,5,8 7:2,21,25</p> <p>Julie 2:22 9:3,16</p> <p>July 3:13 8:3</p> <p>June 3:13</p> <p>J-A-C-O-B-S 4:22</p> <hr/> <p style="text-align: center;">K</p> <p>K 2:22 9:3,16</p> <p>Kansas 1:13 2:3 2:9,19 3:23 4:7 4:24 5:2,5,25</p> <p>Kearns 2:22 9:3 9:16</p> <p>Kim 1:17 3:5</p> <p>kind 3:8,21 7:4</p> <p>know 3:18,19 6:19,21,24 7:9</p> <hr/> <p style="text-align: center;">L</p> <p>Laclede 2:18 4:23</p> <p>law 1:18 3:6 4:18</p> <p>leave 7:4</p> <p>Legal 4:23</p> <p>Leslie 3:19</p> <p>let's 3:4 8:7</p> <p>limited 6:20,20</p> <p>line 4:25</p> <p>Litigation 2:22</p> <p>LLP 2:4 4:19</p> <p>local 6:10,14,21</p> <p>locale 8:14</p> <p>looking 3:13</p> <p>Louis 2:5 4:19</p> <hr/> <p style="text-align: center;">M</p> <p>M 2:4</p> <p>Madison 2:15</p> <p>Mark 2:10</p> <p>Massachusetts 2:8</p> <p>matter 1:13 3:6</p> <p>matters 3:22 6:1</p> <p>Melcher 6:9</p> <p>Metropolitan 2:5</p>
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PRE-HEARING CONFERENCE 1/6/2014

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