

**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 Increase Its Revenues for) **Case No. GR-2019-0077**
Natural Gas Service)

**MOTION TO BE RELIEVED OF FILING A JOINT ISSUES LIST AND
LIST OF WITNESSES AND JOINTLY FILED STATEMENTS OF POSITION**

COMES NOW the Staff of the Missouri Public Service Commission, on behalf of itself, Ameren Missouri, Missouri Department of Economic Development-Division of Energy, Renew Missouri, and the National Housing Trust, by and through counsel, and for its *Motion To Be Relieved of Filing a Joint Issues List and List of Witnesses and a Jointly Filed Statements of Position* (“Motion”) states as follows:

1. On July 16th, the Commission issued its *Order Granting Motion For Extension Of Time* (“Order”) granting the joint motion of Staff and Ameren Missouri for an extension of time to file a *List of Issues, List and Order of Witnesses* to July 18th and the *Statements of Position* to July 19th. The Order recognized the extension of time was to allow additional time to determine whether the issues of the case could be resolved or narrowed.

2. As the result of further discussions, on July 18th, the Staff, Ameren Missouri, Missouri Department of Economic Development-Division of Energy, Renew Missouri and the National Housing Trust (collectively the “Signatories”), filed a Non-Unanimous Stipulation and Agreement resolving the issues of this case.

3. Commission rule 4 CSR 240-2.115 provides that each party in the case has seven (7) days from the filing of a non-unanimous stipulation and agreement to file an objection to the stipulation and agreement. In addition, a party can oppose all or a part of the non-unanimous stipulation and agreement. Upon the filing of a timely objection, the

non-unanimous stipulation and agreement “...shall be considered to be merely a position of the signatory parties to the stipulated position.”

4. Staff anticipates some parties may object to the non-unanimous stipulation and agreement and raise their own issue(s) to take before the Commission. Thus, Staff moves, due to the successful resolution of most issues in this case and the interest of administrative efficiency, the Commission modify its July 16th Order and relieve Staff and the parties from filing a joint List of Issues, List and Order of witnesses and a joint Statements of Position¹.

5. In place of its July 16th Order, Staff moves the Commission issue an order 1) directing any objecting party to the non-unanimous stipulation to list its issue(s) and its witnesses that will appear at hearing for each issue when the objecting party files its objection to the non-unanimous stipulation and agreement, and 2) directing each party to file its Statements of Position the day after the deadline for filing objections² along with the issues identified by the objecting parties to the non-unanimous stipulation and agreement, and witnesses that will testify on the issue(s).

6. The Signatories represent to the Commission that the Non-Unanimous Stipulation and Agreement filed on July 18th recites all issues to be determined in this case and the settled positions of the signatories to the Non-Unanimous Stipulation and Agreement.

7. The Signatories respectfully request the Commission accept the Non-Unanimous Stipulation and Agreement as their list of issues and to allow each Signatory to file its list of witnesses with its statements of position.

¹ Statements of Position are filed by individual parties.

² Unless shortened by the Commission, parties have seven (7) days to object to a non-unanimous stipulation and agreement. 4 CSR 240-2.115(2)(B).

8. Granting of this motion serves the interests of administrative efficiency³ because it provides for an orderly hearing of the limited issues raised by objecting parties and minimizes the number of witnesses required to appear before the Commission.⁴

WHEREFORE, for the above-stated reasons, Staff prays that the Commission grant Staff's Motion and issue an order 1) relieving Staff of filing a List of Issues, List and Order of Witnesses on July 18th, and a jointly filed Statements of Position on July 19th, 2) directing parties objecting to the Non-Unanimous Stipulation and Agreement to file their objections pursuant to 4 CSR 240-2.115 along with their list of issues and names of witnesses to appear for each issue, and 3) directing all parties to file their Statements of Position the next day, further directing the signatories to the stipulation and agreement to provide the names of the witnesses who will testify on the issues identified by the objecting parties, and grant such other and further relief as is just in the circumstances.

Respectfully submitted,

/s/ Robert S. Berlin

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³ Currently seven (7) days (after the filing of the Non-Unanimous Stipulation and Agreement), July 25-26, and July 29 – August 2, are scheduled for hearing. Due to the resolution of most of the issues of this case, it would be reasonable to hear any remaining issues raised by objecting parties over three (3) days during the week of July 29 – August 2.

⁴ A total of 39 witnesses filed testimony in this case.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to counsel of record this 18th day of July, 2019.

/s/ Robert S. Berlin