

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

Missouri Landowners Alliance, and)	
Gary Mareschal,)	
)	
Complainants,)	
)	Case No. EC-2020-0408
)	
v.)	
)	
)	
)	
Grain Belt Express LLC, and)	
Invenergy Transmission LLC, and)	
Invenergy Investment Company,)	
)	
Respondents)	

JOINT MOTION FOR REVISED PROCEDURAL SCHEDULE

The Staff of the Missouri Public Service Commission (“Staff”), Missouri Landowners Alliance and Gary Mareschal (together, “Complainants”), and Invenergy Investment Company LLC (“Invenergy Investment”), Invenergy Transmission LLC (“Invenergy Transmission”), and Grain Belt Express LLC (“Grain Belt”) (along with Invenergy Investment and Invenergy Transmission, the “Respondents”) (Staff, Complainants, and Respondents collectively, the “Joint Movants”), hereby file this Joint Motion for adoption of a revised procedural schedule by the Missouri Public Service Commission (“Commission”). In support of its Joint Motion, Joint Movants state the following:

1. On June 22, 2020, the Complainants filed a Formal Complaint against Respondents.
2. On June 23, the Commission issued a Notice of Formal Complaint and Order Directing Staff to File a Preliminary Report, directing Respondents to file a response to the Formal Complaint no later than July 23, 2020 and Staff to file a preliminary report no later than August 6, 2020.

3. On June 25, 2020, Respondents filed a Motion to Dismiss the Formal Complaint, to which Complainants filed their Opposition on July 9, 2020. The Commission has not ruled on the Motion to Dismiss.

4. On July 23, 2020, Respondents filed their Response to Formal Complaint.

5. On August 6, 2020, Staff filed its Preliminary Report, stating that it will file a full report no later than August 31, 2020.

6. On August 7, 2020, Complainants filed a Motion to Amend Complaint to correct the name of Respondent Grain Belt Express LLC. That Motion was granted by the Commission on August 10, 2020.

7. On August 31, 2020, Staff filed its full Report.

8. On September 10, 2020, Respondents filed their Response to Staff Report and a Motion for Summary Determination.

9. On September 23, 2020, the Joint Movants filed a Joint Motion for Adoption of Procedural Schedule (“First Joint Motion for Procedural Schedule”). The First Joint Motion for Procedural Schedule contemplated responses to the Motion for Summary Determination on October 7, 2020 and a Commission order on the Motion for Summary Determination by November 6, 2020. The Joint Movants agreed that if an order on the Motion for Summary Determination was not issued by November 6, 2020, the parties would request that the subsequent dates be suspended until an order on the Motion for Summary Determination is issued.

10. On September 29, 2020, the Commission issued a Procedural Schedule Order, adopting the “Original Schedule.”

11. On October 7, 2020, Complainants filed their Response in Opposition to the Motion for Summary Determination.

12. On October 9, 2020, Respondents filed a Reply to Complainants' October 7, 2020 Response.

13. Also on October 9, 2020, Complainants filed a Motion to Strike Respondents' Reply. Respondents' filed a Response to the Motion to Strike on October 12, 2020.¹

14. On October 16, 2020, Complainants filed a Response to Respondents' October 9, 2020 Reply.

15. The Commission did not issue an order on the Respondents' Motion for Summary Determination on November 4, 2020. Accordingly, on November 5, 2020, the Joint Movants filed a Joint Motion to Suspend the Procedural Schedule.

16. On November 6, 2020, the Commission issued an Order Suspending Procedural Schedule and Cancelling Evidentiary Hearing.

17. On December 9, 2020, the Commission issued an Order Denying Motion for Summary Determination and Directing Filing. The Order directed Joint Movants to consult and file a proposed procedural schedule no later than December 19, 2020.

18. Joint Movants have consulted and request that the Commission establish the following procedural dates for resolution of this matter.

Event	Date
Discovery Conference	December 17, 2020
Stipulation of Undisputed Facts	January 7, 2021
Joint list of issues, list of direct examination exhibits, order of witnesses, order of parties for cross-examination, order of opening statements	January 7, 2021
Position statements	January 8, 2021
Evidentiary Hearing	January 14, 2021
Simultaneous Post-Hearing Briefs	January 21, 2021

¹ The Motion to Strike was deemed moot by the December 9, 2020 Order Denying Motion for Summary Determination and Directing Filing.

WHEREFORE, Joint Movants respectfully request that the Commission adopt the revised procedural schedule proposed herein.

/s/ Andrew O. Schulte

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon all parties of record by email or U.S. mail, postage prepaid, this 19th day of December, 2020.

/s/ Andrew O. Schulte
Attorney for Respondents