

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

In the Matter of the Application of )  
Grain Belt Express Clean Line LLC for a )  
Certificate of Convenience and Necessity )  
Authorizing It to Construct, Own, Operate, )  
Control, Manage and Maintain a High ) Case No. EA-2016-0358  
Voltage, Direct Current Transmission Line )  
and an Associated Converter Station )  
Providing an Interconnection on the )  
Maywood-Montgomery 345 kV )  
Transmission Line. )

**MISSOURI JOINT MUNICIPAL ELECTRIC UTILITY COMMISSION'S  
POSITION STATEMENT**

The Missouri Joint Municipal Electric Utility Commission (“MJMEUC”) respectfully submits its position on each of the four Issues identified by Staff in its Lists of Issues and Witnesses filed in this matter on December 12, 2018.

*Issue 1 – Does the evidence establish that the Commission may lawfully issue to Grain Belt Express Clean Line LLC (“Grain Belt”) the certificate of convenience and necessity (“CCN”) it is seeking for the high-voltage direct current transmission line and converter station with an associated AC switching station and other AC interconnecting facilities?*

**MJMEUC Position on Issue 1:**

Pursuant to Missouri law, specifically §393.170.1 Revised Statutes of Missouri, 4 CSR 240-3.105, and *Grain Belt Express Clean Line, LLC v. Public Serv. Comm'n*, 555 S.W. 3d 469 (Mo. banc 2018), it is MJMEUC’s position that the Commission may in this matter lawfully issue the requested CCN to Grain Belt. MJMEUC states that there is a need for the service and that the service is in the interest of the public MJMEUC represents – the hundreds of thousands of residents of the 35 Missouri Public Energy Pool (“MoPEP”) cities, Centralia, Columbia, Hannibal, and Kirkwood, who desire low-cost renewable energy. MJMEUC states further that the Grain Belt project is economically feasible for its members because it provides an

opportunity for MJMEUC to provide renewable energy to its members at an extremely competitive rate.

*Issue 2 – Does the evidence establish that the high-voltage direct current transmission line and converter station for which Grain Belt is seeking a CCN are “necessary or convenient for the public service” within the meaning of that phrase in section 393.170, RSMo.?*

**MJMEUC Position on Issue 2:**

MJMEUC supports Grain Belt’s application for a CCN because the project is necessary and convenient for service to the public for whose benefit MJMEUC intervened in this matter. MJMEUC is a joint action agency that allows non-profit utilities, such as municipal utilities, to work together to achieve economies of scale in purchasing power and providing services. MJMEUC appears in this matter on behalf of its 70 Missouri municipal members and its advisory member, Citizens Electric Corporation, a rural electric cooperative with more than 21,000 customers. Together, MJMEUC’s members serve some 347,000 retail customers in Missouri and their combined peak load is approximately 2,600 MW.

While MJMEUC owns coal and natural gas generation that supplies most of its members’ energy needs, MJMEUC has primarily used purchase power agreements (“PPAs”) to provide additional energy, including renewable energy, to its members. Renewable energy, while in demand by the customers of MJMEUC’s members, is often not cost competitive, and is often located in high congestion areas in the SPP and MISO RTOs. The Transmission Service Agreement (“TSA”) that MJMEUC has executed with Grain Belt is very affordable and will allow predictable, small cost increases in transmission over the life of the TSA, unlike RTO transmission costs which are expected to continue to rise, as well as delivering energy to a low congestion point within MISO. The corresponding energy contract that MJMEUC has with Engie will allow low cost wind energy to flow across the Grain Belt transmission path and into

MISO, where MoPEP and individual MJMEUC members can deliver the low-cost renewable energy to their customers.

The Grain Belt project, when coupled with other MoPEP resources, is the lowest cost alternative for energy that is available to MoPEP. These contracts will form the cornerstone of the resource mix to replace the energy and capacity currently addressed by a contract MJMEUC has for 100 MW of fossil-fueled energy that will soon expire. The Grain Belt project provides a rare opportunity for MJMEUC to provide renewable energy to its MISO members at an extremely competitive rate. When compared to other options for MoPEP, MoPEP will see substantial savings of approximately \$10 million per year for MoPEP's wholesale customers, and MJMEUC expects total savings of at least \$17 million per year<sup>1</sup>. These savings do not reflect the additional savings of MJMEUC members Columbia, Kirkwood, Hannibal and Centralia who also plan on taking advantage of the opportunities afforded by the Grain Belt Express transmission project.

*Issue 3 – If the Commission grants the CCN, what conditions, if any, should the Commission impose?*

**MJMEUC Position on Issue 3:**

MJMEUC respectfully acknowledges the Commission's authority, under §393.170.1 Revised Statutes of Missouri, to issue a CCN in this matter without any conditions, or to issue a CCN with such condition or conditions as the Commission may deem reasonable and necessary. MJMEUC takes no further position on Issue 3.

---

<sup>1</sup> Even the Missouri Landowner's Association expert witness Joseph J. Jaskulski admitted that the Grain Belt Express Project would save MJMEUC at least \$3,000,000 annually compared to the next lowest Kansas wind source available to MJMEUC. Tr. 1476:12-18.

*Issue 4 – If the Commission grants the CCN, should the Commission exempt Grain Belt from complying with the reporting requirements of Commission Rules 4 CSR 240-3.145, 4 CSR 240-3.165, 4 CSR 240-3.175 and 4 CSR 240-3.190(1), (2) and (3)(A)-(D)?*

**MJMEUC Position on Issue 4:**

MJMEUC takes no position on Issue 4.

Respectfully Submitted,

By: /s/ Douglas L. Healy  
Douglas L. Healy, MO Bar #51630  
Peggy A. Whipple MO Bar # 54758  
Penny M. Speake, MO Bar #37469  
Healy Law Offices, LLC  
514 East High Street, Suite 22  
Jefferson City, MO 65101  
Telephone: (573) 415-8379  
Facsimile: (573) 415-8379  
Email: [doug@healylawoffices.com](mailto:doug@healylawoffices.com)

***ATTORNEYS FOR MJMEUC***

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Missouri Joint Municipal Electric Utility Commission’s Position Statement was served by electronically filing with EFIS and emailing a copy to the following interested persons on this 13th day of December, 2018:

Missouri Public Service Commission  
Staff Counsel Department  
P.O. Box 360  
Jefferson City, MO 65102  
[staffcounsel@psc.mo.gov](mailto:staffcounsel@psc.mo.gov)

Grain Belt Express Clean Line, LLC  
Jacqueline M. Whipple  
4520 Main Street, Suite 1100  
Kansas City, MO 64111  
[jacqueline.whipple@dentons.com](mailto:jacqueline.whipple@dentons.com)

Grain Belt Express Clean Line, LLC  
Lisa A. Gilbreath  
254 Commercial Street  
Portland, ME 64111-0410  
[lgilbreath@pierceanwood.com](mailto:lgilbreath@pierceanwood.com)

Grain Belt Express Clean Line, LLC  
Karl Zobrist  
4520 Main Street, Suite 1100  
Kansas City, MO 64111  
[karl.zobrist@dentons.com](mailto:karl.zobrist@dentons.com)

Missouri Public Service Commission  
Nathan Williams  
P.O. Box 360  
Jefferson City, MO 65102  
Nathan.Williams@psc.mo.gov

Eastern Missouri Landowners Alliance  
David C. Linton  
314 Romaine Spring View  
Fenton, MO 63026  
[jdinton@reagan.com](mailto:jdinton@reagan.com)

Grain Belt Express Clean Line, LLC  
Erin Szalkowski  
1001 McKinney Street, Suite 700  
Houston, TX 77002  
[eszalkowski@cleanlineenergy.com](mailto:eszalkowski@cleanlineenergy.com)

IBEW Local Union 2  
Emily Perez  
7730 Carondelet Ave., Suite 200  
St. Louis, MO 63105  
[eperez@hammondshinners.com](mailto:eperez@hammondshinners.com)

Missouri Industrial Energy Consumers  
Diana M. Vuylsteke  
211 N. Broadway, Suite 3600  
St. Louis, MO 63102  
[dmvuylsteke@bryancave.com](mailto:dmvuylsteke@bryancave.com)

Natural Resources Defense Council  
Henry B. Robertson  
319 N. Fourth St., Suite 800  
St. Louis, MO 63102  
[hrobertson@greatriverslaw.org](mailto:hrobertson@greatriverslaw.org)

Office of the Public Counsel  
Lera Shemwell  
P.O. Box 2230  
Jefferson City, MO 65102  
[Timothy.opitz@ded.mo.gov](mailto:Timothy.opitz@ded.mo.gov)

Grain Belt Express Clean Line, LLC  
Cary Kottler  
1001 McKinney, Suite 700  
Houston, TX 77002  
[ckottler@cleanlineenergy.com](mailto:ckottler@cleanlineenergy.com)

Consumers Council of Missouri  
John B. Coffman  
871 Tuxedo Blvd.  
St. Louis, MO 63119-2044  
[john@johncoffman.net](mailto:john@johncoffman.net)

Empire District Electric Company  
Dean L. Cooper  
P.O. Box 456  
Jefferson City, MO 65102  
[dcooper@brydonlaw.com](mailto:dcooper@brydonlaw.com)

IBEW Local Union 2  
Sherrie Hall  
7730 Carondelet Ave., Suite 200  
St. Louis, MO 63105  
[sahall@hammondshinners.com](mailto:sahall@hammondshinners.com)

Infinity Wind Power  
Terri Pemberton  
3321 SW 6<sup>th</sup> Avenue  
Topeka, KS 66606  
[terri@caferlaw.com](mailto:terri@caferlaw.com)

Missouri Landowners Alliance  
Paul A. Agathen  
485 Oak Field Ct.  
Washington, MO 63090  
[paa0408@aol.com](mailto:paa0408@aol.com)

The Wind Coalition  
Sean Brady  
P.O. Box 4072  
Wheaton, IL 60189-4072  
[sbrady@windonthewires.org](mailto:sbrady@windonthewires.org)

Michele Hall  
4520 Main St, Suite 1100  
Kansas City, MO 64111  
[Michele.hall@dentons.com](mailto:Michele.hall@dentons.com)

The Wind Coalition  
Deirdre K. Hirner  
2603 Huntleigh Place  
Jefferson City, MO 65109  
[dhirner@awea.org](mailto:dhirner@awea.org)

Renew Missouri  
Andrew J. Linhares  
1200 Rogers Street, Suite B  
Columbia, MO 65201-4744  
[Andrew@renewmo.org](mailto:Andrew@renewmo.org)

Rockies Express Pipeline  
Sarah E. Giboney  
Cheryl L. Lobb  
Colly J. Durley  
P.O. Box 918  
Columbia, MO 65205-0918  
[giboney@smithlewis.com](mailto:giboney@smithlewis.com)  
[lobb@smithlewis.com](mailto:lobb@smithlewis.com)  
[durley@smithlewis.com](mailto:durley@smithlewis.com)

David Woodsmall  
807 Winston Court  
Jefferson City, MO 65101  
[David.woodsmall@woodsmalllaw.com](mailto:David.woodsmall@woodsmalllaw.com)

Grain Belt Express Clean Line, LLC  
Anne E. Callenbach  
Frank A. Caro  
Andrew O. Schulte  
900 W 48<sup>th</sup> Place, Suite 900  
Kansas City, MO 64112  
[acallenbach@polsinelli.com](mailto:acallenbach@polsinelli.com)  
[fcaro@polsinelli.com](mailto:fcaro@polsinelli.com)  
[aschulte@polsinelli.com](mailto:aschulte@polsinelli.com)

Missouri Farm Bureau  
Brent Haden  
827 East Broadway  
Columbia, MO 65201  
[brent@hadenlaw.com](mailto:brent@hadenlaw.com)

Glenda Cafer  
3321 Southwest 6<sup>th</sup> Avenue  
Topeka, KS 66606  
[glenda@caferlaw.com](mailto:glenda@caferlaw.com)

James Faul  
4399 Laclede Avenue  
St. Louis, MO 63108  
[jfaul@hghllc.net](mailto:jfaul@hghllc.net)

Office of the Public Counsel  
Marc Poston  
P.O. Box 2230  
Jefferson City, MO 65102  
[opcservice@ded.mo.gov](mailto:opcservice@ded.mo.gov)

David Cohen  
1200 Rodgers Street, Suite B  
Columbia, MO 65201  
[david@renewmo.org](mailto:david@renewmo.org)

Missouri Industrial Energy Consumers  
Lewis Mills  
221 Bolivar Street, Suite 101  
Jefferson City, MO 65101-1574  
[lewis.mills@bryancave.com](mailto:lewis.mills@bryancave.com)

Grain Belt Express Clean Line, LLC  
Jeremiah W. Nixon  
John J. Rehmann  
Adam J. Simon  
7733 Forsyth, Suite 1900  
St. Louis, MO 63105  
[jnixon@dowdbennett.com](mailto:jnixon@dowdbennett.com)  
[jrehmann@dowdbennett.com](mailto:jrehmann@dowdbennett.com)  
[asimon@dowdbennett.com](mailto:asimon@dowdbennett.com)

Missouri Depart. of Economic Devel.  
Michael B. Lanahan  
301 W. High Street  
Jefferson City, MO 65102  
[Mlanahan.DEenergycases@ded.mo.gov](mailto:Mlanahan.DEenergycases@ded.mo.gov)

Eastern Missouri Landowners Alliance  
Glen Justis  
605 Hawkins Road  
Fenton, MO 63026  
[glenjustis@acclaimstrategies.com](mailto:glenjustis@acclaimstrategies.com)

Missouri Dept. of Economic Devel.  
Martha J. Buschjost  
301 W. High St., Room 720  
Jefferson City, MO 65101  
[Martha.buschjost@ded.mo.gov](mailto:Martha.buschjost@ded.mo.gov)

Office of the Public Counsel  
Chuck Hyneman  
200 Madison Street, Suite 650  
Jefferson City, MO 65102  
[Charles.hyneman@ded.mo.gov](mailto:Charles.hyneman@ded.mo.gov)

Precision Path Capital, LP  
Timothy Morrison  
303 10<sup>th</sup> Avenue  
New York, NY 10001-1000  
[tmorrison@precisionpathcapital.com](mailto:tmorrison@precisionpathcapital.com)

SSM Health  
James A. Walkup  
10101 Woodfield Lane  
St. Louis, MO 63132  
[Andy.Walkup@ssmhealth.com](mailto:Andy.Walkup@ssmhealth.com)

Dentons US LLP  
Mary E. Darby  
4520 Main Street, Suite 1100  
Kansas City, MO 64111-1700  
[Mary.darby@dentons.com](mailto:Mary.darby@dentons.com)

Empire District Electric Company  
Aaron J. Doll  
602 South Joplin Avenue  
Joplin, MO 64801  
[adoll@empiredistrict.com](mailto:adoll@empiredistrict.com)

Missouri Industrial Energy Consumers  
Maurice Brubaker  
Greg Meyer  
P.O. Box 412000  
St. Louis, MO 63141-2000  
[mbrubaker@consultbai.com](mailto:mbrubaker@consultbai.com)  
[gmeyer@consultbai.com](mailto:gmeyer@consultbai.com)

Polsinelli Shughart PC  
Susan Henderson-Moore  
221 Bolivar Street, Suite 300  
Jefferson City, MO 65102  
[sbhenderson@polsinelli.com](mailto:sbhenderson@polsinelli.com)

Renew Missouri Advocates  
Tim Opitz  
409 Vandiver Dr., Bldg. 5, Ste. 205  
Columbia, MO 65202  
[tim@renewmo.org](mailto:tim@renewmo.org)

/s/ Douglas L. Healy  
Douglas L. Healy