



## Missouri Public Service Commission

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May 21, 1999

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Secretary/Chief Regulatory Law Judge

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General Counsel

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

RE: EM-96-149

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **CASE NO. EO-96-14 LIST AND SCHEDULE OF ISSUES TO BE HEARD, ORDER OF WITNESSES AND ORDER OF CROSS-EXAMINATION.**

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Steven Dottheim  
Chief Deputy General Counsel  
(573) 751-7489  
(573) 751-9285 (Fax)

SD/jb  
Enclosure  
cc: Counsel of Record

**FILED**  
MAY 21 1999  
Missouri Public  
Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED

MAY 21 1999

In the Matter of the Application of Union Electric )  
Company for an Order Authorizing: (1) Certain Merger )  
Transactions Involving Union Electric Company; (2) the )  
Transfer of Certain Assets, Real Estate, Leased Property, )  
Easements and Contractual Agreements to Central Illinois )  
Public Service Company; and (3) In Connection )  
Therewith, Certain Other Related Transactions )

Missouri Public  
Service Commission

Case No. EM-96-149

**CASE NO. EO-96-14 LIST AND SCHEDULE OF ISSUES TO BE HEARD,  
ORDER OF WITNESSES AND ORDER OF CROSS-EXAMINATION**

On May 20, 1999, the Staff filed with the Commission in Case No. EO-96-14 the following List And Schedule Of Issues To Be Heard, Order Of Witnesses And Order Of Cross-Examination. The Staff believes that there are no longer any issues remaining in Case No. EM-96-149 due to the fact that the Staff and UE have reached a resolution of the "weather normalization" issue. As a consequence, the Staff made no filing on May 20, 1999 in the instant case, EM-96-149. The Staff noted this development in its May 20, 1999 filing in Case No. EO-96-14, but it has belatedly occurred to Staff counsel that for purposes of clarity a filing should be made in the instant case to reflect this development.<sup>1</sup>

The Staff and UE previously indicated that "weather normalization" of the credits for each year of the Case No. EO-96-14 experimental alternative regulation plan was an issue in Case No. EM-96-149. (Pursuant to Section "6. Rate Reduction" of the Stipulation And Agreement in Case No. EM-96-149, rates charged and revenues collected after August 31, 1998 are to be reduced by an amount equal to the average of the credits for the three one-year periods, adjusted to reflect normal weather.) Both the Staff and UE filed testimony on this issue in Case

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<sup>1</sup> The Staff pleadings filed on May 20, 1999 in Case No. EO-96-14 were sent to all parties of record in both Case No. EM-96-149 and Case No. EO-96-14.

160

No. EM-96-149. However, the Staff and UE recently reached a resolution of this issue. As a consequence, what remains to be determined is the amount of the credits for the third sharing period. That amount is dependent upon the following issues to be decided by the Commission in Case No. EO-96-14.

**TUESDAY, JUNE 1, 1999, 10:00 A.M.:**

**OPENING STATEMENTS**

**ISSUES:**

**I. Case No. ER-95-411 Stipulation & Agreement**

UE: Brandt  
Baxter  
McKnight

Staff: Rackers  
Schallenberg

**II. Territorial Agreements**

Staff: Rackers

UE: Brandt  
Baxter  
McKnight  
Weiss

**III. Property Taxes On Plant Held For Future Use**

OPC: Robertson

UE: Baxter

WEDNESDAY, JUNE 2, 1999:

**IV. Year 2000 (Y2K) Costs**

Staff: Westerfield

OPC: Robertson

UE: Brandt  
Baxter  
McKnight

**V. Other Computer Costs**

Staff: Westerfield

OPC: Robertson

UE: Brandt  
Baxter  
McKnight

**VI. Current Tax Deduction For Allowance For Funds Used During Construction (AFUDC)**

Staff: Rackers

UE: Nelson

**VII. Deferred Taxes**

Staff: Rackers

UE: Nelson

**VIII. Merger & Acquisition Costs**

Staff: Gruner

OPC: Robertson

UE: Brandt  
Baxter

**THURSDAY, JUNE 3, 1999:**

**IX. Lobbying Expense**

OPC: Robertson

UE: Baxter  
Weiss

**X. Decommissioning Fund Deposits**

Staff: Westerfield

OPC: Robertson

UE: Brandt  
Baxter  
Weiss

**XI. Injuries & Damages**

Staff: Gruner

UE: Brandt  
Baxter  
McKnight

**ORDER OF CROSS-EXAMINATION**

**Staff Witnesses:**

1. OPC
2. Parties Other Than OPC and UE
3. UE

**OPC Witness:**


1. Staff
2. Parties Other Than Staff and UE
3. UE

**UE Witnesses:**

1. Parties Other Than Staff and OPC
2. Staff
3. OPC

Respectfully submitted,

DANA K. JOYCE  
General Counsel

  
\_\_\_\_\_  
Steven Dottheim  
Chief Deputy General Counsel  
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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 21st day of May, 1999.

  
\_\_\_\_\_

**SERVICE LIST FOR  
CASE NOS. EO-96-14 & EM-96-149  
Revised: May 21, 1999**

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