

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Joint Application)
of Entergy Arkansas, Inc., Mid South)
TransCo LLC, Transmission Company)
Arkansas, LLC and ITC Midsouth LLC)
for Approval of Transfer of Assets and) File No. EO-2013-0396
Certificate of Convenience and Necessity,)
and Merger and, in connection therewith,)
Certain Other Related Transactions)

ITC MIDSOUTH LLC

SUBMITTAL OF SURREBUTTAL TESTIMONY

COMES NOW ITC Midsouth LLC (“ITC Midsouth”), pursuant to Commission Order and files the Surrebuttal Testimony of Jon E. Jipping, Thomas H. Wrenbeck, Thomas W. Vitez, and Cameron M. Bready. As stated in the Joint Application, EAI does not hold itself out as providing electric service to the general public in Missouri and has no retail customers in Missouri. Accordingly, EAI and ITC do not believe the instant transaction falls within those contemplated by Section 393.190.1, RSMo. As with the Joint Application, ITC submits its Surrebuttal Testimony out of an abundance of caution, and without waiving any assertion that the Commission lacks jurisdiction or that the FERC has preemptive jurisdiction over such matters.

Respectfully submitted,

/s/ Carl J. Lumley

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CERTIFICATE OF SERVICE

The undersigned does hereby certify that a copy of the foregoing pleading and testimony referenced therein has been served upon all parties of record by forwarding the same by electronic mail and/or first class mail, postage prepaid this 5th day of June 2013 to the following:

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