

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

In the Matter of Entergy Arkansas, Inc.’s)	
Notification of Intent to Change Functional)	
Control of Its Missouri Electric Transmission)	
Facilities to the Midwest Independent)	File No. EO-2013-0431
Transmission System Operator Inc. Regional)	
Transmission System Organization or Alternative)	
Request to Change Functional Control and)	
Motions for Waiver and Expedited Treatment)	

**RESPONSE OF THE MISSOURI JOINT MUNICIPAL
ELECTRIC UTILITY COMMISSION TO ENTERGY ARKANSAS INC.’S
MOTION FOR RECONSIDERATION**

COMES NOW, the Missouri Joint Municipal Electric Utility Commission (“MJMEUC”), and for their response to Entergy Arkansas, Inc.’s (“EAI”) Motion to Reconsider, states as follows:

1. MJMEUC supports the Joint Response of The Empire District Electric, Kansas City Power & Light, and Kansas City Power & Light Greater Missouri Operations (“Joint Respondents”).
2. MJMEUC would also point out that EAI has repeatedly stated that there are no facts in dispute. However, to simply take EAI at its word would be a failure of due process, and would lead to the rights of the parties to this case being impermissibly terminated. All of the intervening parties have raised issues that they believe to be material and potentially adverse to the application of EAI, and all of which require consideration of this Commission before authorizing EAI to move assets under the control of MISO.

3. As stated AG Processing, the net benefits of the proposed transaction should be considered.¹ While EAI has described some of the benefits, the intervenors, OPC and Staff should be allowed the opportunity to examine those alleged benefits, as well as the costs of the alleged transfer so that the Commission can consider all relevant factors before reaching a decision.
4. MJMEUC opposes the relief sought by Staff. MJMEUC has already been granted intervention in this case unopposed by any party, the case has been set for hearing, and MJMEUC plans to file its statement of position on June 10 as ordered by the Commission. Staff's position fails to recognize that EAI currently operates in a voluntary centralized dispatch agreement with other Entergy companies, and that while EAI is terminating that agreement, MISO is not the only regional transmission operator that could operate the facilities in question. As recently as April 8, 2013, the Arkansas Commission was requiring that EAI continue to plan for operations as a stand alone utility with no RTO membership.² While the Arkansas Commission feels comfortable with the conditions it has imposed on EAI and MISO, and to which EAI and MISO have agreed to follow as conditions of EAI's membership in MISO, that only occurred after the parties in that docket had sufficient due process to explore the transaction and determine the benefits and detriments of the transaction upon the public.
5. MJEMUC respectfully requests that the Commission deny EAI's Motion for Reconsideration, as well as Staff's Requests in its Response to Order Directing Filing.

¹ See *AG Processing, Inv. V. Public Service Commission*, 120 S.W. 3d 732 (Mo. Banc 2003).

² Arkansas Public Service Commission Docket 10-011-U, *Order No. 76*, p.13.

Respectfully Submitted,

By: /s/ Douglas L. Healy

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ATTORNEY FOR MJMEUC

CERTIFICATE OF SERVICE

I hereby certify that the foregoing application to intervene was served by e-mailing a copy to all parties on the Commission's Service List this 9th day of May, 2013.

/s/ Douglas L. Healy

DOUGLAS L. HEALY