

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 Voltage, Direct) Case No. EA-2016-0358
Current Transmission Line and an Associated Converter)
Station Providing an interconnection on the Maywood-)
Montgomery 345 kV Transmission Line)

OPPOSITION OF GRAIN BELT EXPRESS CLEAN LINE LLC
TO SHOW ME CONCERNED LANDOWNERS' MOTION FOR CONTINUANCE

Grain Belt Express Clean Line LLC (“Grain Belt Express” or “Company”) states the following in opposition to Show Me Concerned Landowners’ (“Show Me”) Motion for Continuance:

1. Show Me served six sets of data requests on Tuesday, March 7, 2017. The set directed to Company witness James L. Arndt was served through a standard service list at 8:59 a.m. on March 7. This service list included the undersigned Clean Line Energy corporate counsel Ms. Szalkowski, who is primarily responsible for responding to discovery requests to Grain Belt Express, as well as Ms. Michele Hall, the paralegal of the Company’s Missouri counsel who coordinates discovery requests and responses. See Ex. A. Responses to Show Me’s requests to Dr. Arndt were timely served on Friday, March 17, which was the due date for all of the six sets of data requests .

2. The other five Show Me data requests were served later on March 7 (between 12:45 p.m. and 2:40 p.m.) via a different service list which inexplicably failed to include Ms. Szalkowski and Ms. Hall. See Ex. B. Although Missouri counsel were served, they were out of state on March 6 through March 8.

3. The Company is moving promptly to respond to the Show Me requests. Within two hours after counsel for Show Me and counsel for the Company spoke on March 18, Grain Belt Express served at 4:03 p.m. responses to the seven (7) data requests directed to Company witness A. Wayne Galli.

4. Three of the four other witnesses are in the process of responding to the remaining Show Me requests which number 24 in total (10 to Mr. Berry; 8 to Mr. Shiflett; and 4 to Mr. Copeland). The one exception is witness Edward C. Pfeiffer, who is employed by Quanta Technology and who has been out of the country since March 7, 2017. His responses to the two (2) data requests directed to him will be provided as soon as possible.

5. Even with the delay, due in part to Show Me's use of an incomplete service list, Show Me is receiving and will receive responses less than one business day after they were due.

6. Several data requests essentially repeat requests filed by other parties which have previously been responded to and which were served upon Show Me per its standing request. For example, Data Request WG-7 to Dr. Galli sought a copy of the latest project management plan and schedule, which had earlier been provided to the Missouri Landowners Alliance. Consequently, the delay of two or three days in responding to less than 25 data requests should not be grounds for a continuance at this late date. Moreover, the Data Requests directed to Mr. Copeland and Mr. Pfeiffer are based on their direct testimony filed in the summer of 2016, not their recent surrebuttal.

7. While Grain Belt Express appreciates the fact that Show Me is represented by a solo practitioner, it should also be recognized that the Company has been served with hundreds of data requests in this case. The exclusion of Ms. Szalkowski and Ms. Hall -- the Grain Belt Express representatives responsible for managing the data request response process -- from Show Me's service list of the afternoon of March 7 is inexplicable, particularly when they were

included in the data requests served that morning on Company witness Dr. Arndt. Clearly, that omission has resulted in the delay in responding to Show Me's requests.

8. Based on the foregoing, there is no good reason to continue these proceedings.

WHEREFORE, Grain Belt Express Clean Line LLC requests that the Show Me motion for continuance be denied.

Respectfully submitted,

/s/ Karl Zobrist

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**ATTORNEYS FOR GRAIN BELT EXPRESS
CLEAN LINE LLC**

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 18th day of March 2017.

/s/ Karl Zobrist
Attorney for Grain Belt Express Clean Line LLC