

**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,) **File No. EA-2016-0358**
Control, Manage and Maintain a High Voltage, Direct)
Current Transmission Line and an Associated Converter)
Station Providing an Interconnection on the Maywood -)
Montgomery 345kV Transmission Line)

**ORDER GRANTING MOTION TO COMPEL REGARDING DATA REQUESTS
TO WAL-MART STORES, INC.**

Issue Date: March 1, 2017

Effective Date: March 1, 2017

On August 30, 2016, Grain Belt Express Clean Line LLC (“Grain Belt Express”) filed an application with the Missouri Public Service Commission (“Commission”) for a Certificate of Convenience and Necessity to construct, own, operate, control, manage and maintain a high voltage, direct current transmission line and associated facilities within Buchanan, Clinton, Caldwell, Carroll, Chariton, Randolph, Monroe and Ralls Counties, Missouri, as well as an associated converter station in Ralls County. In its *Order Setting Procedural Schedule and Other Procedural Requirements* issued on October 19, 2016, the Commission ordered that any pending written discovery motion may be ruled upon by the presiding regulatory law judge either on the record or in a written order.

On February 17, 2017, the Missouri Landowners Alliance (“MLA”) filed a motion seeking to compel Wal-Mart Stores, Inc. to respond to certain data requests submitted to it by MLA relating to the testimony of Wal-Mart witness Steve W. Chriss. Wal-Mart objected to the data requests on the basis of relevance, that information was sought from an entity that is not a party to this case and not within the possession of Wal-Mart, and that the

information requested is confidential and competitive. MLA requests that the Commission compel Wal-Mart to fully answer its data requests. Ten days have elapsed and Wal-Mart has not responded to the motion to compel.¹

MLA has established in its unopposed motion that the information it has requested from Wal-Mart is relevant to the issues in this case, that the information is either in Wal-Mart's actual control or Wal-Mart has the practical ability to obtain the information, and the requested information can be adequately protected from unauthorized disclosure through the use of Commission rule 4 CSR 240-2.135 relating to highly-confidential information. Therefore, the Commission will grant MLA's motion to compel against Wal-Mart Stores, Inc.

THE COMMISSION ORDERS THAT:

1. The Missouri Landowners Alliance's motion to compel against Wal-Mart Stores, Inc. filed on February 17, 2017, is granted.
2. Wal-Mart Stores, Inc. shall provide a full and complete response to the Missouri Landowners Alliance's data requests SC.1, SC.2, and SC.3 no later than March 7, 2017.

¹ Commission rule 4 CSR 240-2.080(13) provides that parties shall be allowed ten days from the date of filing in which to respond to any pleading unless otherwise ordered by the Commission.

3. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Michael Bushmann, Senior Regulatory Law
Judge by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 1st day of March, 2017.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission,
at Jefferson City, Missouri, this 1st day of March 2017.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 1, 2017

File/Case No. EA-2016-0358

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,


Morris L. Woodruff
Secretary

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.