

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Union Electric Company d/b/a Ameren )  
Missouri for Permission and Approval and a Certificate )  
Of Public Convenience and Necessity Authorizing it to )  
Construct, Install, Own, Operate, Maintain and )  
Otherwise Control and Manage Solar Generation )  
Facilities in Montgomery County, Missouri )

**File No. EA-2015-0273**

## ORDER SETTING PROCEDURAL SCHEDULE

Issue Date: September 21, 2015

Effective Date: September 21, 2015

The parties filed their *Jointly Proposed Procedural Schedule*. The Commission will approve the proposed schedule with certain modifications to ensure the Commission has sufficient time to analyze the positions of the parties prior to the evidentiary hearing.

### THE COMMISSION ORDERS THAT:

1. The following procedural schedule is adopted:

#### **EVENT**

#### **DATE**

Company Files Direct Testimony

October 9, 2015

Non-Company Parties File  
Rebuttal Testimony

November 20, 2015

Company Files Surrebuttal/Other Parties  
Cross-Surrebuttal Testimony

December 22, 2015

Last Day to Request Discovery

January 6, 2016\*\*

Deadline to File List of Issues,  
List of Witnesses, Order of Cross-Examination,  
and Order of Opening Statements

January 13, 2016\*\*

Deadline to File Statements of Position

January 14, 2016\*\*

Evidentiary Hearings

January 25-27, 2016

Deadline to File Initial Briefs

February 19, 2016

Deadline to File Reply Briefs

March 11, 2016

\*\* This date was changed to provide adequate opportunity for review by the Commission.

2. An evidentiary hearing shall be held on January 25-27, 2016, beginning at 9:00 a.m. at the Commission's office at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, Room 310. This building meets accessibility standards required by the Americans with Disabilities Act. If additional accommodations are needed to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

3. All parties shall comply with the following procedures:

- a. All parties shall provide copies of testimony (including schedules), exhibits and pleadings to other counsel by electronic means and in electronic form essentially concurrently with the filing of such testimony, exhibits or pleadings where the information is available in electronic format (.PDF, .DOC, .WPD, .XLS, etc.). Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- b. Parties shall try to not include highly confidential or proprietary information in data request questions. If either highly confidential or proprietary information must be included in data request questions, the highly confidential or proprietary information will be appropriately designated as such pursuant to 4 CSR 240-2.135.
- c. Counsel for each party shall receive electronically from each other party serving a data request, an electronic copy of the text of the "description" of that data request contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains highly confidential or proprietary information, or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy. If a party desires the response to a data request that has been served on another party, the party desiring a copy of the response must request a copy of the response from the party answering the data request. Data

requests, objections to data requests and notifications respecting the need for additional time to respond to data requests shall be sent by e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list for data requests, but shall assume responsibility for compliance with any restrictions on confidentiality. Data request responses shall be served on counsel for the requesting party, unless waived by counsel, and on the requesting party's employee or representative who submitted the data request, and shall be served electronically, if feasible and not voluminous as defined by Commission rule. In the case of Ameren Missouri data request responses, Ameren Missouri shall post its data request responses on its Caseworks Extranet site; however, in the case of responses to data requests Staff issues to it, Ameren Missouri shall also submit the responses to Staff data requests in EFIS, if feasible, or in electronic format on compact disc or by other means agreed to by Staff counsel, if infeasible.

- d. If a data request has been responded to, a party's request for a copy of the response shall be timely responded to, considering that the underlying data request has already been responded to (except that, with the exception of responses to Staff, responses will not be needed for Ameren Missouri data request responses posted on the Company's Caseworks Extranet site).
- e. Workpapers prepared in the course of developing a witness' testimony (including schedules) and exhibits shall not be filed with the Commission, but shall be submitted to each party within 2 business days following the filing of the particular testimony, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information shall be appropriately marked.
- f. Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs, if available in that original format, the party providing the workpapers or response shall provide this type of information in that original format with formulas intact. With the exception of workpapers provided to Staff, Ameren Missouri may provide workpapers by posting the same on its Caseworks Extranet site, with e-mail notification to counsel for the parties to be provided essentially concurrently with the posting of workpapers on the Extranet site. Ameren Missouri shall provide its workpapers to Staff in electronic format by e-mailing or by delivery of a compact disc or other electronic storage media.
- g. Documents filed in EFIS shall be considered properly served by serving the same on counsel of record for all other parties via e-mail.

- h. All data requests, subpoenas, or other discovery requests or notices shall be issued no later than January 6, 2016. With regard to deposing a witness, so long as a notice of deposition is used by January 6, 2016, the deposition may occur so long as it is scheduled to occur on or before January 22, 2016.
  - i. All motions to compel a response to any discovery request shall be filed no later than January 20, 2016.
  - j. Before October 9, 2015, the response time for all data requests shall be 20 calendar days, and 10 calendar days to object or notify that more than 20 calendar days will be needed to provide the requested information. After October 9, 2015 and before November 20, 2015, the response time for data requests shall be 10 calendar days to provide the requested information, and 5 business days to object or notify that more than 10 calendar days will be needed to provide the requested information. After November 20, 2015, the response time for data requests shall be 5 business days to provide the requested information, and 2 business days to object or notify that more than 5 business days will be needed to provide the requested information. Data requests sent after 5:00 pm will be considered served on the next business day. The Commission may rule on discovery motions filed after Surrebuttal Testimony is filed without holding the conference required by 4 CSR 240-2.090(8)(B).
4. This order shall be effective when issued.

**BY THE COMMISSION**



A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Kim Burton, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 21<sup>st</sup> day of September, 2015.