

**JOINT PROCEDURAL CONFERENCE**

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STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Joint Procedural Conference  
October 15, 2012  
Jefferson City, Missouri

Volume 1

(Starting time of hearing: 9:03 a.m.)

JOINT PROCEDURAL CONFERENCE

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STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Joint Procedural Conference  
October 15, 2012  
Jefferson City, Missouri  
Volume 1

In the Matter of the Application )  
of Transource Missouri, L.L.C. for )  
a Certificate of Convenience and )  
Necessity Authorizing it to )  
Construct, Finance, Own, Operate, ) File No. EA-2013-0098  
and Maintain the Iatan-Nashua and )  
Sibley-Nebraska City Electric )  
Transmission Projects )

In the Matter of the Application )  
of Kansas City Power & Light )  
Company and KCP&L Greater Missouri )  
Operations Company for Approval to ) File No. EO-2012-0367  
Transfer Certain Transmission )  
Property to Transource Missouri, )  
L.L.C. and for other Related )  
Determinations )

HAROLD STEARLEY, Presiding  
DEPUTY CHIEF REGULATORY LAW JUDGE

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A P P E A R A N C E S

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GREATER MISSOURI OPERATIONS COMPANY, & TRANSOURCE  
MISSOURI, L.L.C.:

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A P P E A R A N C E S: (Cont'd.)

FOR KANSAS CITY POWER AND LIGHT:

MR. DON FRERKING (via telephone)  
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(816) 556-2200

THE COURT REPORTER:

Ms. Pamela S. Gentry, CCR  
Missouri CCR No. 426  
Midwest Litigation Services  
3432 West Truman Boulevard  
Suite 207  
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**JOINT PROCEDURAL CONFERENCE**

1 P R O C E E D I N G S

2 JUDGE STEARLEY: Good morning. It's  
3 Monday, October the 15th, 2012. The Commission set this  
4 time for a procedural conference in two related matters.

5 First is File No. EA-2013-0098, which is  
6 captioned as In the Matter of Application of Transource  
7 Missouri, L.L.C. for a Certificate of Convenience and  
8 Necessity Authorizing it to Construct, Finance, Own,  
9 Operate, and Maintain the Iatan-Nashua and Sibley-Nebraska  
10 City Electric Transmission Project. The second is File  
11 No. EO-2012-0367, In the Matter of the Application of  
12 Kansas City Power and Light Company and KCP&L Greater  
13 Missouri Operations Company for Approval to Transfer  
14 Certain Transmission Property to Transource Missouri,  
15 L.L.C. and for other Related Determinations.

16 My name is Harold Stearley, and I am the  
17 Law Judge presiding over today's conference. We will  
18 start with the appearances, starting with Transource.

19 MR. ZOBRIST: Karl Zobrist, with SNR Denton  
20 US, LLP, along with my colleague, Teresa Gilbreath, 4520  
21 Main Street, Suite 1100, Kansas City, Missouri, 641116.  
22 Also, who would be here today are Denise M. Buffington,  
23 Kansas City Power and Light Company. She's a member of  
24 the Bars of the District of Columbia and State of Kansas,  
25

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1 and Larry W. Brewer, Assistant General Counsel from  
2 American Electric Power Company, Austin, Texas, who is a  
3 member of the State Bar of Texas.

4 JUDGE STEARLEY: Thank you, Mr. Zobrist.

5 And for KCP&L Greater Missouri Operations  
6 Company?

7 MR. ZOBRIST: And I am same as the above,  
8 except for Mr. Brewer would be Ms. Buffington and myself.

9 JUDGE STEARLEY: Okay. And Kansas City  
10 Power and Light, do we have anything on the phone for  
11 KCP&L?

12 MR. ZOBRIST: That would, again, be Ms.  
13 Buffington and me.

14 JUDGE STEARLEY: All right.

15 And who do I have on the phone  
16 participating?

17 (No response.)

18 JUDGE STEARLEY: We did have a caller from  
19 KCP&L. Did we lose our caller?

20 MR. FRERKING: This is Don Frerking, Kansas  
21 City Power and Light.

22 JUDGE STEARLEY: Okay. Thank you very  
23 much. Just wanted to get your name in the record there.

24 For the Missouri Industrial Energy  
25 Consumers?

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1 (No response.)

2 JUDGE STEARLEY: Let the record reflect  
3 there's no entry from MIEC, unless we have someone come in  
4 the door.

5 MR. MILLS: It's one of mine.

6 JUDGE STEARLEY: For the Office of the  
7 Public Counsel?

8 MR. MILLS: On behalf of the Office of  
9 Public Counsel and the Public, my name is Lewis Mills. My  
10 address is Post Office Box 2230, Jefferson City, Missouri,  
11 65102.

12 JUDGE STEARLEY: Thank you.

13 And for the Staff of Missouri Public  
14 Service?

15 MR. DOTTHEIM: Steven Dottheim, Nathan  
16 Williams, Goldie Thompson, Meghan McClowry, Amy Moore,  
17 Post Office Box 360, Jefferson City, Missouri, 65102,  
18 appearing on behalf of the Staff of the Missouri Public  
19 Service Commission.

20 JUDGE STEARLEY: All right. Thank you, Mr.  
21 Dottheim.

22 Are there any matters we need to take up on  
23 the record this morning?

24 MR. ZOBRIST: None from the companies,  
25 Judge.

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1                   JUDGE STEARLEY: Mr. Dottheim, I believe  
2 you expressed some concern regarding my initial order on a  
3 Staff recommendation?

4                   MR. DOTTHEIM: Yes, Judge. You had  
5 indicated you were looking for a Staff -- a Staff  
6 recommendation on November 5th. Pardon me. And I  
7 indicated that on behalf of the Staff that I thought that  
8 was a bit quick.

9                   I was thinking that the likely reason you  
10 were convening the pre-hearing conference today was the  
11 purpose of discussing a procedural schedule and the Staff  
12 was thinking that it would need some time beyond November  
13 5th for the purpose of coming up with a -- a Staff  
14 recommendation.

15                   Under normal circumstances, the Staff would  
16 need additional time. In particular, the Staff needs  
17 additional time given the various rate cases that are  
18 occurring and the demands of those rate cases on Staff  
19 resources.

20                   The Staff submitted its first set of data  
21 requests to Transource Missouri and KCPL, GMO -- G-M-O --  
22 this is KCP&L Greater Missouri Operations Company, late  
23 Friday, Friday evening; and, given that the Staff  
24 submitted those late Friday afternoon into Friday evening,  
25 the Staff wouldn't expect that the time would start

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1 running on a response for those data requests until today.  
2 So, the Staff wouldn't expect the 20 days to start until  
3 today, that is as if the data requests were actually  
4 served today.

5 So, given the other demands on the Staff,  
6 sometime the Staff has served its first data request today  
7 --

8 JUDGE STEARLEY: All right.

9 MR. DOTTHEIM: -- so, the Staff has started  
10 its discovery. And, frankly, the Staff wants to discuss  
11 today with Transource and KCPL GMO the proposed schedule  
12 that even the companies proposed in the EO-2012-0367 case  
13 which the Staff believes is a bit expeditious given the  
14 other demands and the nature of the cases.

15 JUDGE STEARLEY: Okay. That's not a  
16 problem at all, Mr. Dottheim.

17 And in terms of procedural schedule, you  
18 don't necessarily act on the full proceedings of schedule.  
19 I don't know if these matters will be contested in any way  
20 or not, so if you could file a status report next Monday  
21 and just kind of letting me know what you all have worked  
22 out and proposing your date of some type of a Staff  
23 recommendation, or if you need time to conduct more of an  
24 investigation first, we can just cancel that date and you  
25 can file a subsequent status report later.

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1                   MR. ZOBRIST: Judge, we've told the Staff  
2 that we would like to develop a procedural schedule in the  
3 case and, of course, we have no objection to status  
4 reports. We've also told Mr. Dottheim that the companies  
5 understand that the proposal they made in the first case,  
6 the EO-2012-0367 case needs some work.

7                   It was proposed, you know, without regard  
8 to other proceedings that are going on, and I'm told Mr.  
9 Dottheim would work with Public Staff, other Public  
10 Counsel, and another person to modify that, but to keep on  
11 a schedule, but we certainly have, you know, discussed  
12 extensions.

13                   Our proposal -- this was not a hard and  
14 fast proposal. We just wanted to kind of communicate what  
15 we were thinking in terms of general time lines.

16                   JUDGE STEARLEY: Okay. Well, if you can  
17 formalize a schedule and file it next Monday, that would  
18 be great. And I brought a copy of our adjudication  
19 calender with us, so that might be helpful for you.

20                   MR. ZOBRIST: Great. Thank you.

21                   MR. DOTTHEIM: Judge, when I took a look at  
22 the adjudication schedule, yes, that -- yeah -- doesn't  
23 reflect -- it seems -- uh, no. It doesn't have built in  
24 to it the Empire case.

25                   JUDGE STEARLEY: I don't know if that's

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1    been posted on there or not.  If it's not, I will go talk  
2    to the secretaries upstairs and make sure it gets put on.

3                   MR. DOTTHEIM:  Okay.  The Empire.

4                   JUDGE STEARLEY:  Okay.

5                   MR. DOTTHEIM:  Okay.  The Empire rate case.

6                   JUDGE STEARLEY:  Is it -- that's coming up  
7    in February?

8                   MR. DOTTHEIM:  Yes.

9                   JUDGE STEARLEY:  Okay.

10                  MR. DOTTHEIM:  Yes.

11                  MR. ZOBRIST:  During February?

12                  MR. DOTTHEIM:  Yes.  The adjudication  
13    schedule is completely clear from January, starting in  
14    January.

15                  JUDGE STEARLEY:  Okay.

16                  MR. DOTTHEIM:  Starting January 1, there is  
17    nothing posted.

18                  JUDGE STEARLEY:  All right.  I will check  
19    into that.  All right.

20                  Is there anything else we need to take up?

21                  MR. ZOBRIST:  I was going to say we had  
22    told the Judge on the GMO Steam (ph) complaint case, when  
23    Mr. Conrad and I were trying to figure out what was going  
24    on, we couldn't get much more than two months ahead on the  
25    website.  So, I think the Adjudication Division is taking

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1 steps to let at least the outsiders know what's happening  
2 in the next six months.

3 JUDGE STEARLEY: That should now be  
4 extended for six months. But, if we don't have the items  
5 on there, it's still not helpful.

6 MR. DOTTHEIM: Yeah. And, even on -- on  
7 the Commission's Internet website, I went -- I went to  
8 that to check, and that -- it's the same thing.

9 JUDGE STEARLEY: Okay.

10 MR. DOTTHEIM: It's -- for example,  
11 Empire's not on. In fact, it's -- it's clear like from  
12 January on. It is just clear.

13 JUDGE STEARLEY: I will go talk to them  
14 about that as soon as I leave here.

15 MR. DOTTHEIM: Okay. Thank you.

16 JUDGE STEARLEY: No. That's no problem.  
17 Anything else.

18 (No response.)

19 JUDGE STEARLEY: All right. We'll go ahead  
20 and conclude the on-the-record portion of this, and I look  
21 forward to seeing the schedule next week.

22 (Adjournment.)

23 (Whereupon, the record ended at 9:14 a.m.)

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C E R T I F I C A T E

STATE OF MISSOURI )  
 ) ss.  
COUNTY OF COLE )

I, Pamela S. Gentry, Certified Court Reporter with the firm of Midwest Litigation Services, do hereby certify that I was personally present at the proceedings had in the above-entitled cause at the time and place set forth in the caption sheet thereof; that I then and there took down in Stenotype the proceedings had; and that the foregoing is a full, true and correct transcript of such Stenotype notes so made at such time and place.

Given at my office in the City of Jefferson, County of Cole, State of Missouri.

\_\_\_\_\_  
Pamela S. Gentry, CCR #426

<p style="text-align: center;"><b>A</b></p> <p><b>above-entitled</b> 13:7  <b>act</b> 9:18  <b>additional</b> 8:16,17  <b>address</b> 7:10  <b>Adjournment</b>  12:22  <b>adjudication</b> 10:18  10:22 11:12,25  <b>afternoon</b> 8:24  <b>ahead</b> 11:24 12:19  <b>American</b> 6:2  <b>Amy</b> 7:16  <b>appearances</b> 5:18  <b>appearing</b> 7:18  <b>Application</b> 2:10,15  5:6,11  <b>Approval</b> 2:16 5:13  <b>Assistant</b> 6:1  <b>Attorney</b> 3:4,10,17  <b>Austin</b> 6:2  <b>Authorizing</b> 2:11  5:8  <b>a.m</b> 1:18 12:23</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>Bar</b> 6:3  <b>Bars</b> 5:24  <b>behalf</b> 7:8,18 8:7  <b>believe</b> 8:1  <b>believes</b> 9:13  <b>beyond</b> 8:12  <b>bit</b> 8:8 9:13  <b>Boulevard</b> 4:10  <b>Box</b> 3:6,12 7:10,17  <b>Brewer</b> 6:1,8  <b>brought</b> 10:18  <b>Buffington</b> 5:22 6:8  6:13  <b>Building</b> 3:5,11  <b>built</b> 10:23</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>C</b> 3:1 4:1 5:1 13:1,1  <b>calender</b> 10:19  <b>caller</b> 6:18,19  <b>cancel</b> 9:24  <b>caption</b> 13:8  <b>captioned</b> 5:6  <b>case</b> 9:12 10:3,5,6  10:24 11:5,22  <b>cases</b> 8:17,18 9:14  <b>cause</b> 13:7  <b>CCR</b> 4:8,9 13:17  <b>Certain</b> 2:17 5:14  <b>certainly</b> 10:11  <b>Certificate</b> 2:11 5:7</p>	<p><b>Certified</b> 13:4  <b>certify</b> 13:6  <b>check</b> 11:18 12:8  <b>CHIEF</b> 2:22  <b>circumstances</b> 8:15  <b>City</b> 1:9 2:8,13,15  3:6,13,15,19 4:3,5  4:6,11 5:10,12,21  5:23 6:9,21 7:10  7:17 13:13  <b>clear</b> 11:13 12:11  12:12  <b>Cole</b> 13:3,14  <b>colleague</b> 5:20  <b>Columbia</b> 5:24  <b>come</b> 7:3  <b>coming</b> 8:13 11:6  <b>Commission</b> 1:3 2:2  3:2,4 5:3 7:19  <b>Commission's</b> 12:7  <b>communicate</b> 10:14  <b>companies</b> 7:24  9:12 10:4  <b>Company</b> 2:16,16  3:15,15 5:12,13  5:23 6:2,6 8:22  <b>complaint</b> 11:22  <b>completely</b> 11:13  <b>concern</b> 8:2  <b>conclude</b> 12:20  <b>conduct</b> 9:23  <b>conference</b> 1:8 2:7  5:4,17 8:10  <b>Conrad</b> 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<p><b>Kansas</b> 2:15 3:15  3:19 4:3,5,6 5:12  5:21,23,24 6:9,20  <b>Karl</b> 3:17 5:19  <b>Karl.Zobrist@sn...</b>  3:20  <b>KCPL</b> 8:21 9:11  <b>KCP&amp;L</b> 2:16 3:15  5:12 6:5,11,19  8:22  <b>keep</b> 10:10  <b>kind</b> 9:21 10:14  <b>know</b> 9:19,21 10:7  10:11,25 12:1</p> <hr/> <p style="text-align: center;"><b>L</b></p> <p><b>Larry</b> 6:1  <b>late</b> 8:22,24  <b>Law</b> 2:22 3:4,10,17  5:17  <b>leave</b> 12:14  <b>letting</b> 9:21  <b>Lewis</b> 3:10 7:9  <b>lewis.mills@opc...</b>  3:14  <b>Light</b> 2:15 3:15 4:3  4:5 5:12,23 6:10  6:21  <b>lines</b> 10:15  <b>Litigation</b> 4:9 13:5  <b>LLP</b> 3:18 5:20  <b>look</b> 10:21 12:20  <b>looking</b> 8:5  <b>lose</b> 6:19  <b>L.L.C</b> 2:10,18 3:16  5:7,15</p> <hr/> <p style="text-align: center;"><b>M</b></p> <p><b>M</b> 5:22  <b>Madison</b> 3:5,12  <b>Main</b> 3:18 5:21  <b>Maintain</b> 2:12 5:9  <b>Matter</b> 2:10,15 5:6  5:11  <b>matters</b> 5:4 7:22  9:19  <b>McClowry</b> 7:16  <b>Meghan</b> 7:16  <b>member</b> 5:23 6:3  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