

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

In the Matter of the Joint Application of)
Entergy Arkansas, Inc., Mid South TransCo)
LLC, Transmission Company Arkansas,)
LLC and ITC Midsouth LLC for Approval of)
Transfer of Assets and Certificate of)
Convenience and Necessity, and Merger)
and in Connection Therewith, Certain Other)
related Transactions.)

Case No. EO-2013-0396

STAFF MOTION FOR RELIEF FROM ORDER

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) and for its motion for relief from order, states:

1. On February 15, 2013, the day after the applicants filed their joint application opening this case, the Missouri Public Service Commission (“Commission”) issued its ***Order Directing Notice, Setting Intervention Deadline, Directing Filing and Scheduling a Conference*** where it, among other things, directed Staff to “investigate and file a report and recommendation regarding this application no later than May 15, 2013.”

2. On April 18, 2013, the Commission issued its ***Order Granting Intervention and Setting a Procedural Schedule*** for both this Case No. EO-2013-0396 and Case No. EO-2013-0431.¹ In that same order, after allowing The Empire District Electric Company, the Missouri Joint Municipal Electric Utility Commission, Kansas City Power & Light Company and KCP&L Greater Missouri Operations Company also to intervene in Case No. EO-2013-0431, the Commission established a

¹ In Case No. EO-2013-0431 Entergy Arkansas, Inc. notified the Commission of its intent to change functional control of its Transmission facilities in Missouri to the Midwest Independent Transmission System Operator Inc. and seeks any authority and relief the Commission may require for it to do so.

single contested case procedural schedule for both cases, complete with an evidentiary hearing.

3. The procedural schedule provides for the applicants to file direct testimony on April 25, 2013, and for the other parties, including Staff, to file rebuttal testimony on May 24, 2013.

4. Since, after ordering Staff to file a report of its investigation and recommendation regarding the application in Case No. EO-2013-0396 by no later than May 15, 2013, the Commission has allowed four parties to intervene and has established a contested case procedural schedule where Staff is to file rebuttal testimony nine days after it presently is to file its investigation report and recommendation regarding the application in Case No. EO-2013-0396, Staff is requesting it be relieved from the earlier order to file a report and recommendation on May 15, 2013, and that, instead, it provide the same in rebuttal testimony scheduled to be filed on May 24, 2013.

WHEREFORE, Staff moves the Commission to relieve it from its obligation to “file a report and recommendation regarding th[e] application [in Case No. EO-2013-0396 by] no later than May 15, 2013.”

Respectfully submitted,

/s/ Nathan Williams

Nathan Williams
Deputy Staff Counsel
Missouri Bar No. 35512
Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-8702 (Telephone)
(573) 751-9285 (Fax)
nathan.williams@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 19th day of April, 2013.

/s/ Nathan Williams