

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

TRANSCRIPT OF PROCEEDINGS
Prehearing Conference
September 20, 2010
Jefferson City, Missouri
Volume 1

In The Matter Of The first Prudence)	
Review Of Costs Subject To the)	File No.
Commission Approved Fuel Adjustment)	EO-2010-0255
Clause Of Union Electric Company)	
d/b/a AmerenUE)	

MORRIS L. WOODRUFF, Presiding
CHIEF REGULATORY LAW JUDGE

REPORTED BY:
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TIGER COURT REPORTING, LLC

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1 JUDGE WOODRUFF: Good afternoon everyone.
2 We're here for a pre-hearing conference in Case No.
3 EO-2010-0255, which concerns a first prudence review
4 of AmerenUE's approved fuel adjustment clause. We'll
5 begin by taking entries of appearance beginning with
6 Ameren.

7 MR. BYRNE: Yes, your Honor. My name's
8 Tom Byrne, I'm an attorney for Ameren. And my address
9 is 1901 Chouteau Avenue, St. Louis, Missouri 63103.

10 MR. LOWERY: Also entering my appearance
11 on behalf of Union Electric Company, Jim Lowery;
12 Smith, Lewis, LLP, 111 South Ninth Street, suite 200,
13 Columbia, Missouri 65201.

14 JUDGE WOODRUFF: And for Staff?

15 MS. OTT: Jaime Ott and Nathan Williams
16 on behalf of the Staff. PO Box 360, Jefferson City,
17 Missouri 65102.

18 JUDGE WOODRUFF: Thank you. And for
19 Public Counsel?

20 MR. MILLS: On behalf of Office of Public
21 Counsel and the public, my name is Lewis Mills. My
22 address is Post Office Box 2230, Jefferson City,
23 Missouri 65102.

24 JUDGE WOODRUFF: And for MIEC? Is anyone
25 here? No. MEG also had inquired and we've had some

1 problems, I'll put on the record, with getting a phone
2 line established and maybe some of the parties want to
3 participate by phone and haven't been able to.
4 They're certainly excused from any repercussions of
5 not appearing for the prehearing conference if any
6 such repercussions were planned, and they're not. But
7 they may be able to join later; and if so, we'll deal
8 with them when they come on. Missouri Retailers
9 Association?

10 MR. SCHWARZ: Tim Schwarz, Missouri
11 Retailers Association; Blitz, Bardgett and Deutsch,
12 308 East High Street, Jefferson City, Missouri 65109.
13 I would -- we have -- Retailers Association has a
14 pending motion to intervene out of time. It has not
15 yet been granted, so let the record reflect my
16 appearance as opposed to an entry -- or my presence as
17 opposed to an entry.

18 JUDGE WOODRUFF: We'll deal with that
19 motion here shortly.

20 Before that, anybody else representing
21 any other party? And I don't see anyone else in the
22 room.

23 All right. Let's take up Mr. Schwarz's
24 motion to request to intervene out of time. That was
25 filed last week, I believe. The only response I

1 received to that so far was a response from Ameren
2 indicating that they do not object to Missouri
3 Retailers coming into the case. Is there anyone else
4 who wants to be heard on that motion?

5 Hearing no one else, at this time the
6 Commission will grant the application to intervene of
7 Missouri Retailers Association and, Mr. Schwarz, then
8 you can fully participate.

9 MR. SCHWARZ: Thank you, Judge.

10 JUDGE WOODRUFF: The main reason I wanted
11 to have this prehearing conference was so that the
12 parties could get together and discuss how we want to
13 proceed as far as procedural schedule to bring this
14 matter to a resolution.

15 So I'll ask you to prepare a proposed
16 procedural schedule by a week from today,
17 September 27th. If you can all agree on a schedule,
18 that would be great; if not, you can file competing
19 schedules and the Commission will make a final
20 decision. Is there any other matter that anyone wants
21 to bring up while we're on the record?

22 MR. WILLIAMS: Judge, with regard to the
23 procedural schedule, is there any preference or
24 indications from the Commission as to what it might
25 like to see, hearing dates or anything?

1 JUDGE WOODRUFF: I've not had any
2 guidance from the Commission or interest expressed in
3 it. I know that -- I believe next February is -- the
4 next true-up for the company comes up.

5 MR. LOWERY: A true-up filing is due
6 around December 1st, the first true-up filing will be
7 due. And I would expect -- well, we know when the
8 rate case hearings are set at this point. We have
9 some idea probably based on that when testimony and
10 other things in the rate case will be taking place.
11 We can talk about that, but --

12 JUDGE WOODRUFF: At this point I don't
13 really have any clear notion of what the issues are
14 going to be in this case. That's something the
15 parties I'm sure will discuss today also. And I don't
16 need to know that now, but if you can't agree upon a
17 procedural schedule, certainly give explanations of
18 why you believe that a procedural schedule that you've
19 proposed is appropriate and the Commission will deal
20 with it.

21 Anything else? All right. With that
22 then, the on-the-record portion of this proceeding is
23 concluded and I'll leave you to your discussions.
24 Thank you.

25 (WHEREUPON, the prehearing conference was

1 adjourned.)

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CERTIFICATE OF REPORTER

I, Tracy Thorpe Taylor, CCR No. 939, within the State of Missouri, do hereby certify that the testimony appearing in the foregoing matter was duly sworn by me; that the testimony of said witnesses was taken by me to the best of my ability and thereafter reduced to typewriting under my direction; that I am neither counsel for, related to, nor employed by any of the parties to the action in which this matter was taken, and further, that I am not a relative or employee of any attorney or counsel employed by the parties thereto, nor financially or otherwise interested in the outcome of the action.

Tracy Thorpe Taylor, CCR

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