

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

In the Matter of the Application of Union )  
Electric Company for Authority to Continue )  
The Transfer of Functional Control of Its ) **File No. EO-2011-0128**  
Transmission System to the Midwest )  
Independent Transmission System Operator, Inc. )

**STAFF’S REQUEST FOR LEAVE TO FILE SURREBUTTAL  
TESTIMONY OF ADAM C. MCKINNIE IN RESPONSE TO  
SUPPLEMENTAL REBUTTAL TESTIMONY OF RYAN KIND**

COMES NOW, the Staff of the Missouri Public Service Commission (“Staff”), by and through the Staff Counsel Department of the Missouri Public Service Commission (“Commission”) and requests leave to file the Surrebuttal Testimony of Staff Witness Adam C. McKinnie in response to the Supplemental Rebuttal Testimony of Office of the Public Counsel (“Public Counsel”) Witness Ryan Kind. In support thereof, the Staff states as follows:

1. On September 9, 2011, the Staff filed the Rebuttal Testimony of Adam C. McKinney, among other things, proposing that the Commission authorize Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) to continue to participate in the Midwest Independent Transmission System Operator, Inc. (“Midwest ISO”) based upon certain conditions.

2. On October 31, 2011, the Staff filed Adam C. McKinnie’s Supplemental Rebuttal Testimony.

3. On November 17, 2011, the Staff, Ameren Missouri, the Midwest ISO, and the Missouri Industrial Energy Consumers (“MIEC”) filed a *Non-unanimous Stipulation And Agreement*.

4. On November 18, 2011, the Staff filed Adam C. McKinnie's Second Supplemental Rebuttal Testimony And Testimony In Support Of The Non-unanimous Stipulation And Agreement.

5. On November 18, 2011, Public Counsel filed *Office Of The Public Counsel's Motion To Continue Hearing And Request For Expedited Treatment*.

6. On November 18, 2011, the Commission issued *Order Granting Public Counsel's Motion To Continue Hearing*.

7. On November 23, 2011, Public Counsel and the Missouri Joint Municipal Electric Utility Commission ("MJMEUC") filed objections to the *Non-unanimous Stipulation And Agreement*.

9. On November 30, 2011, the Commission issued *Order Rescheduling Hearing* for February 9-10, 2012.

10. On January 18, 2012, Public Counsel filed the Supplemental Rebuttal Testimony of Ryan Kind.

11. The Surrebuttal Testimony of Adam C. McKinnie was prepared by Mr. McKinnie as soon as possible given Mr. McKinnie's commitments for out-of-state in-person and in-state telephonic attendance of numerous Southwest Power Pool, Inc. and Midwest ISO related meetings.

12. The Staff does not request leave to file the Surrebuttal Testimony of Adam C. McKinnie to delay these proceedings or vex the Commission and the parties. The Staff chose to have Mr. McKinnie prepare responsive testimony rather than to seek leave of the Commission to have Mr. McKinnie respond live at the evidentiary hearing to Mr. Kind's Supplemental Rebuttal Testimony believing that the former would be more efficient.

Wherefore the Staff requests leave to file the Surrebuttal Testimony of Staff Witness Adam C. McKinnie.

Respectfully submitted,

**/s/ Steven Dottheim**

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Service Commission

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing filing of *Staff's Request For Leave To File Surrebuttal Testimony Of Adam C. McKinnie In Response To Supplemental Rebuttal Testimony Of Ryan Kind* was served via e-mail on counsel for all parties of record on this 6th day of February, 2012.

**/s/ Steven Dottheim**