

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

In the Matter of the Cancellation of the Certificate of Convenience and Necessity Originally Approved in File No. EA-2005-0180 and the LTS Rate Schedule)
) File No. ED-2019-0309
)

OBJECTION TO AFFIDAVIT

COMES NOW the Midwest Energy Consumers Group (“MECG”) and for its Objection to Affidavit respectfully states as follows:

1. On June 17, 2019, the Staff filed its Recommendation in the above-captioned docket. Attached to that Recommendation is the Affidavit of Sarah L.K. Lange. That affidavit sets forth numerous facts supporting Staff's opinion that cancellation of the New Madrid smelter certificate is not detrimental to the public interest.

2. Section 536.070(12) provides that an affidavit can constitute competent and substantial evidence only if that affidavit is not objected to by other parties. That statutory section also provides nothing shall prevent other parties from cross-examining the affiant. By this pleading, MCEG objects to the Staff affidavit. Furthermore, consistent with its previous Motion for Hearing, MCEG invokes its statutory right to cross-examine the Staff affiant.

Respectfully submitted,



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ATTORNEY FOR THE MIDWEST
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.



David L. Woodsmall

Dated: June 24, 2019