

BEFORE THE PUBLIC SERVICE COMMISSION

STATE OF MISSOURI

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

February 2, 2012

Jefferson City, Missouri

Volume 1

In the Matter of
 Union Electric Company d/b/a)
 Ameren Missouri's Filing to)
 Implement Regulatory Changes) File No. EO-2012-0142
 In Furtherance of Energy)
 Efficiency As Allowed By MEEIA)

MORRIS WOODRUFF, Presiding
 SENIOR REGULATORY LAW JUDGE

REPORTED BY:
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 TIGER COURT REPORTING, LLC

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1 JUDGE WOODRUFF: Welcome to the procedural
2 conference in EO-2012-0142, which concerns Ameren
3 Missouri's MEEIA filing.

4 We'll begin today by taking entries of
5 appearance beginning with Ameren Missouri.

6 MS. TATRO: Wendy Tatro, 1901 Chouteau
7 Avenue, St. Louis, Missouri 63103.

8 JUDGE WOODRUFF: And for Staff.

9 MS. HERNANDEZ: Jennifer Hernandez, Nathan
10 Williams, and John Borgemeyer appearing on behalf of
11 Staff. Our address is P.O. Box 360, Jefferson City,
12 Missouri 65102.

13 JUDGE WOODRUFF: Public Counsel.

14 MS. BAKER: Thank you. Christina Baker and
15 Lewis Mills, Jr., appearing on behalf of the Office of
16 the Public Counsel, P.O. Box 2230, Jefferson City,
17 Missouri 65102.

18 JUDGE WOODRUFF: Thank you.

19 And for KCP&L and GMO.

20 MR. FISCHER: Let the record reflect the
21 appearance of James M. Fischer, Fisher & Dority, PC,
22 101 Madison, Suite 400, Jefferson City, Missouri
23 65101.

24 JUDGE WOODRUFF: For Laclede Gas Company.

25 MR. ZUCKER: Rick Zucker here on behalf

1 Laclede Gas Company, 720 Olive Street, St. Louis,
2 Missouri 63101.

3 JUDGE WOODRUFF: For the Missouri
4 Department of Natural Resources.

5 MS. FRAZIER: Jennifer Frazier with the
6 Missouri Attorney General's Office, P.O Box 899,
7 Jefferson City, 65102.

8 JUDGE WOODRUFF: For NRDC, Sierra Club,
9 Renew Missouri. Is someone on the phone?

10 MR. HO: Hi. This is Bruce Ho from NRDC,
11 2 North Riverside Plaza, Suite 2250, Chicago,
12 Illinois.

13 JUDGE WOODRUFF: And is Mr. Robertson on
14 the line, or was he going to join us --

15 (No response.)

16 JUDGE WOODRUFF: -- Henry Robertson?

17 MR. HO: I'm not sure. I thought he was
18 going to join.

19 JUDGE WOODRUFF: He called yesterday and
20 asked to join.

21 (Phone rang.)

22 JUDGE WOODRUFF: Maybe that's him there.
23 Did someone just join us?

24 MR. VOYTAS: Yes. This is Rick Voytas in
25 St. Louis.

1 JUDGE WOODRUFF: Okay, Rick. All right.
2 Well, Bruce, what was your last name?
3 MR. HO: Ho. It's spelled H-o.
4 JUDGE WOODRUFF: H-o. Okay. And are you
5 the attorney representing NRDC?
6 MR. HO: I'm on behalf of NRDC staff, but
7 I'm not our counsel.
8 JUDGE WOODRUFF: Okay.
9 (Phone rang.)
10 JUDGE WOODRUFF: Did someone just join us
11 on the phone?
12 MR. ROBERTSON: Henry Robertson.
13 JUDGE WOODRUFF: All right, Mr. Robertson.
14 We got you just in time to enter your appearance.
15 MR. WILLAN: This is Bob Willan with
16 Ameren.
17 JUDGE WOODRUFF: Mr. Robertson, did you
18 want to enter your appearance?
19 MR. ROBERTSON: I have not filed an entry
20 of appearance. I can do that.
21 JUDGE WOODRUFF: Do you wish to?
22 MR. ROBERTSON: I didn't know I needed to.
23 JUDGE WOODRUFF: Well, I don't know that
24 you need to.
25 MS. TATRO: I don't think he understands

1 that you're just asking him to state his name and
2 address for the record, that you're not asking to make
3 a final --

4 MR. ROBERTSON: Oh, you wanted me to --
5 okay.

6 JUDGE WOODRUFF: We have just started the
7 hearing and we're just going through the list of
8 attorneys who are here participating --

9 MR. ROBERTSON: Yes.

10 JUDGE WOODRUFF: -- so Henry Robertson.

11 MR. ROBERTSON: Henry Robertson.

12 JUDGE WOODRUFF: All right. And you're
13 representing NRDC, Sierra Club, and Renew Missouri?

14 MR. ROBERTSON: Yes.

15 JUDGE WOODRUFF: All right. Thank you.

16 For Barnes Jewish Hospital?

17 MS. LANGENECKERT: Lisa Langeneckert of the
18 law firm of Sandberg, Phoenix, and von Gontard. Our
19 address is 600 Washington Avenue, Suite 1500,
20 St. Louis, Missouri 63101, appearing on behalf of
21 Barnes Jewish.

22 JUDGE WOODRUFF: For MIEC.

23 MS. ILES: Carole Iles -- and I'd also
24 like to enter an appearance for Diana Vuylsteke, who
25 will be appearing in this case -- Bryan Cave, LLP,

1 221 Bolivar Street, Jefferson City, Missouri.

2 JUDGE WOODRUFF: I believe that's all the
3 parties and the entities that have requested the
4 intervention. Any other attorneys representing
5 parties that I haven't listed?

6 (No response.)

7 JUDGE WOODRUFF: All right. The first item
8 of business is to deal with the applications to
9 intervene, and there have been several that have
10 applied to intervene.

11 Ameren -- actually, I issued an order last
12 week indicating that anyone wishing to respond to any
13 of those applications to intervene, that they do so by
14 yesterday. No such responses were filed, so I'm going
15 to be taking up all the applications to intervene as
16 unopposed, and I will grant them. That would
17 include -- grant the application of Laclede Gas
18 Company; grant the application to intervene of
19 Missouri Department of Natural Resources; grant the
20 motion to intervene of Sierra Club, Earth Island
21 Institute doing business as Renew Missouri, and the
22 National Resources Defense Council; grant the
23 application to intervene of Barnes Jewish Hospital;
24 grant the application to intervene of the Missouri
25 Industrial Energy Consumers, and I believe that would

1 be everybody.

2 MR. FISCHER: Judge, have you already
3 accepted the application of KC--

4 JUDGE WOODRUFF: I must have gone past
5 that, but I will grant the application to intervene of
6 Kansas City Power and Light and KCP&L and GMO. I'm
7 not sure what happened to those.

8 Okay. Well, I scheduled this conference
9 so that the parties could get together and discuss
10 how they wish to proceed in this case. My first
11 question is that the regulation requires action within
12 120 days, and it's my understanding in a KCP&L, GMO
13 similar proceeding that was just filed, they agreed to
14 extend that past 120 days. I'll leave that up to you
15 as to whether you want to do that or not in this case.

16 I understand that the existing programs
17 will expire on July 1. Is that correct, Ms. Tatro?

18 MS. TATRO: Or June 30.

19 JUDGE WOODRUFF: June 30?

20 MS. TATRO: June 30.

21 JUDGE WOODRUFF: So I assume we don't want
22 to go past that as far as getting a decision, unless
23 you can work out some other kind of deal.

24 I also noted that Ameren had suggested a
25 procedural schedule that included hearings on, I

1 believe, the 11th and 12th of April.

2 MS. TATRO: I don't remember the dates
3 exactly, but mid-April.

4 JUDGE WOODRUFF: And I noticed on the
5 calendar that April 11 is not available on the
6 calendar.

7 MS. TATRO: Okay.

8 JUDGE WOODRUFF: There's already a hearing
9 scheduled for that day.

10 MS. TATRO: We will certainly work around
11 the Commission's calendar.

12 JUDGE WOODRUFF: Very good.

13 What I'd like you to do is give me a
14 recommended procedural schedule by next Monday,
15 February 6, and we'll get moving right along on this
16 case.

17 Is there anything anyone wants to bring up
18 while we're on the record? Any other matters?

19 MS. TATRO: Not from Ameren Missouri.

20 Thank you, your Honor.

21 JUDGE WOODRUFF: Thank you all, and with
22 that, we'll adjourn the on-the-record portion of this
23 proceeding, and I'll leave you to your discussions.

24 (The hearing concluded.)

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CERTIFICATE

1
2 I, Nancy L. Silva, RPR, a Certified Court
3 Reporter, CCR No. 890, the officer before whom the
4 foregoing hearing was taken, do hereby certify that
5 the witness whose testimony appears in the foregoing
6 hearing was duly sworn; that the testimony of said
7 witness was taken by me to the best of my ability and
8 thereafter reduced to typewriting under my direction;
9 that I am neither counsel for, related to, nor
10 employed by any of the parties to the action in which
11 this hearing was taken, and further, that I am not a
12 relative or employee of any attorney or counsel
13 employed by the parties thereto, nor financially or
14 otherwise interested in the outcome of the action.

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