

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

In the Matter of the First Prudence Review of)
Costs Subject to the Commission-Approved Fuel)
Adjustment Clause of Union Electric Company,)
d/b/a AmerenUE)
Case No. EO-2010-0255

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: September 29, 2010

Effective Date: September 29, 2010

On September 27, 2010, following discussions at a prehearing conference, the parties jointly proposed a procedural schedule. The Commission will adopt that schedule. The parties also agreed upon several related procedural items, which the Commission will also adopt.

The parties shall comply with the following procedural requirements:

(A) Testimony shall be prefiled as defined in Commission Rule 4 CSR 240-2.130.

All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.

(B) The parties shall agree upon and Staff shall file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which they will be called, and the order of cross-examination for each witness. The list of issues should be detailed enough to inform the Commission of each issue that must be resolved. The Commission will view any issue not contained in this list of issues as uncontested and not requiring resolution by the Commission.

(C) Each party shall file a simple and concise statement summarizing its position on each disputed issue.

(D) All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs shall follow the same list of issues as filed in the case and must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.

(E) All parties shall bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it must bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.

The parties have agreed to the following additional procedures and ask the Commission to order the parties to comply with them. The parties shall comply with the following procedures:

(F) All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to other counsel by electronic means and in electronic form, essentially concurrently with the filing of such testimony, exhibits, or pleadings where the information is available in electronic format (.PDF, .DOC, .WPD, or .XLS). Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.

(G) Counsel for each party shall receive electronically from each other party serving a data request, an electronic copy of the text of the “description” of that data request contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains highly confidential or proprietary information, or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy. If a party desires the response to a data request that has been served on another party, the

party desiring a copy of the response must request a copy of the response from the party answering the data request. Data requests, objections to data requests, and notifications respecting the need for additional time to respond to data requests shall be sent by e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list for data requests, but shall assume responsibility for compliance with any restrictions on confidentiality. Data request responses shall be served on counsel for the requesting party, unless waived by counsel, and on the requesting party's employee or representative who submitted the data request, and shall be served electronically, if feasible and not voluminous as defined by Commission rule. In the case of AmerenUE data request responses, AmerenUE shall post its data request responses on its Caseworks Extranet site: however, in the case of responses to data requests Staff issues to it, AmerenUE shall also submit the responses to Staff data requests in EFIS, if feasible, or in electronic format on compact disc or by other means agreed to by Staff counsel, if infeasible.

(H) The response time for all data requests is 10 calendar days to provide the requested information and 5 business days to object or notify that more than 10 calendar days will be needed to provide the requested information. If a data request has been responded to, a party's request for a copy of the response shall be timely responded to, considering that the underlying data request has already been responded to (except that, with the exception of responses to Staff, responses will not be needed for AmerenUE's data request responses posted on the Company's Caseworks Extranet site).

(I) Workpapers prepared in the course of developing a witness' testimony shall not be filed with the Commission, but shall be submitted to each party within 2 business days

following the filing of the particular testimony, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information shall be appropriately marked.

(J) Where workpapers or data request responses include models or spreadsheets or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs, if available in that original format, the party providing the workpaper or response shall provide this type of information in that original format with formulas intact. With the exception of workpapers provided to Staff, AmerenUE may provide workpapers by posting the same on its Caseworks Extranet site, with e-mail notification to counsel for the parties to be provided essentially concurrently with the posting of workpapers on the Caseworks Extranet site. AmerenUE shall provide its workpapers to Staff in electronic format by e-mailing or by delivery of a compact disc or other electronic storage media.

(K) For purposes of this case, the Commission waives Commission Rules 4 CSR 240-2.045(2) and 2.080(11), such that prefiled testimony and other filings made in EFIS are timely if filed before midnight on the date the filing is due.

(L) Documents filed in EFIS are properly served if provided to counsel of record for all other parties via e-mail.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

- | | | |
|--|----------|--------------------------|
| Direct Testimony by AmerenUE | - | October 20, 2010 |
| Direct or Rebuttal Testimony
By All Other Parties | - | November 24, 2010 |
| Surrebuttal and Cross-Surrebuttal | | |

- Testimony by All Parties** - **December 22, 2010**
- List of Issues, List and Order of Witnesses, Order of Cross-Examination, and Order of Opening Statements** - **January 4, 2011**
- Statements of Position** - **January 7, 2011**
- Hearing** - **January 10 and 11, 2011 beginning at 8:30 a.m.**

3. The parties shall comply with the procedural requirements set forth in the body of this order.

4. The hearing shall be held at the Commission’s office at the Governor Office Building, Room 310, 200 Madison Street, Jefferson City, Missouri. This building meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission’s Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

5. This order shall become effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 29th day of September, 2010.