

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 16th day of
January, 2019.

In the Matter of a Union Electric Company d/b/a)
Ameren Missouri's Cost Allocation Manual (CAM)) **File No. EO-2017-0176**

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: January 16, 2019

Effective Date: January 16, 2019

This case arises from a stipulation and agreement that the Commission approved in Union Electric Company d/b/a Ameren Missouri's most recent general rate case, ER-2016-0179. In that stipulation and agreement, the parties agreed that issues concerning Ameren Missouri's Cost Allocation Manual (CAM) and related matters would be removed from the rate case and would instead be considered in a new case. The stipulation and agreement also set forth an agreed-upon procedural schedule for resolution of this case.

The Commission initially established the agreed-up procedural schedule, but canceled that schedule at the request of the parties to allow more time for negotiation. After lengthy negotiations, Ameren Missouri and Staff filed a stipulation and agreement on November 30, 2018. Public Counsel filed a timely objection to that stipulation and agreement, necessitating the reestablishment of a procedural schedule.

On January 9, 2019, Ameren Missouri, Staff, and Public Counsel filed a joint motion asking the Commission to establish an agreed upon procedural schedule. The Commission will adopt that procedural schedule.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

Ameren Missouri and Staff file Direct Testimony Supporting Approval Of the CAM Described in Their Stipulation and Agreement	- June 14, 2019
Public Counsel files Rebuttal Testimony	- August 9, 2019
Data Request Response Times Change To 10 Calendar Days to Provide Information and 5 Business Days to Object	- August 9, 2019
Ameren Missouri and Staff file Surrebuttal Testimony	- September 27, 2019
Data Request Response Times Change To 5 Calendar Days to Provide Information and 2 Business Days to Object	- September 27, 2019
List of Issues, Order of Witnesses, Order of Cross-Examination, Order of Opening Statements	- October 11, 2019
Last Day to Issue Discovery Requests	- October 18, 2019
Statements of Position	- October 23, 2019
Hearing	- October 29-30, 2019, beginning each day at 8:30 a.m.
Initial Post-Hearing Briefs	- November 19, 2019
Reply Briefs	- December 6, 2019

2. The parties shall comply with the following procedural requirements:

- (A) All parties must comply with the requirements of Commission Rule 4 CSR 240-2.130 for prepared testimony, including the requirement that testimony be filed on line-numbered pages.

- (B) Although not all parties may agree upon how each issue should be described, or on whether a listed issue is in fact a proper issue in this case, 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 abandoned and not requiring resolution by the Commission.
- (C) Each party shall file a simple and concise statement summarizing its position on each disputed issue. Position Statements shall track the list of issues. Any position statement shall set forth any order requested, cite any law authorizing that relief, and allege facts relevant under the law with citations to any pre-filed testimony in support.
- (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 record concerning the issues that are to be decided by the Commission.
- (E) If part of testimony or documents is pre-filed and served upon the parties before a hearing, a party need only provide a copy of the testimony or document to the court reporter to be marked as an exhibit. If not prefiled and served upon the parties, then a party who has a document marked for use at the hearing shall have sufficient copies of the document to provide a copy not only to the court reporter, but also to each Commissioner, the presiding officer, and counsel for each other party.

- (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, .XLS, etc.). Parties are not required to put information that does not already exist in electronic format into electronic format for purpose of exchanging that information.
- (G) Workpapers prepared in the course of developing testimony shall not be filed with the Commission, but shall be submitted to each party within two business days following the filing of the testimony, unless a party has indicated that it does not want to receive some or all of the workpapers. Workpapers containing confidential information shall be appropriately marked. If there are no workpapers associated with testimony, the party's attorney shall so notify the other parties within the time allowed for providing those workpapers.
- (H) 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, Ameren Missouri may provide workpapers 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 Extranet site. Ameren Missouri shall provide its workpapers to Staff in electronic format by e-mailing or by delivery of a compact disc or other electronic storage.

- (I) Until the filing of rebuttal testimony, the response time for all data requests shall be 20 calendar days, and 10 calendar days to object or notify that more than 20 calendar days will be needed to provide the requested information. After rebuttal testimony is filed on August 9, 2019, the response time for data requests shall be 10 calendar days to provide the requested information and 5 business days to object or notify the requesting party that more than 10 calendar days will be needed to provide the requested information. After surrebuttal testimony is filed on September 27, 2019, the response time for data requests shall be 5 calendar days to provide the requested information and 2 business days to object or notify the requesting party that more than 5 calendar days will be needed to provide the requested information. Data requests sent after 5:00 p.m. will be considered served on the next business day.
- (J) Each party serving a data request on another party shall provide counsel for all other parties an electronic copy of the text of the “description” of that data request contemporaneously with service of the data request.
- (K) Data requests issued to or by Staff shall be submitted and responded to in EFIS, if feasible, or, if infeasible, in electronic format on compact disc, or by other means agreed to by counsel. Also regarding Staff-issued data requests, if the description contains confidential information, or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy.
- (L) 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.
- (M) 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.

- (N) 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.
- (O) In the case of Ameren Missouri data request responses, Ameren Missouri shall post its data request responses on its Case Works Extranet site. However, in the case of responses to data requests Staff issues to Ameren Missouri, Ameren Missouri shall also submit the response to Staff data requests in EFIS, if feasible, or if submission of responses to Staff data request in EFIS is infeasible, then Ameren Missouri shall submit to Staff its response in electronic format on compact disc or by other means agreed to by Staff counsel.
- (P) Documents filed in EFIS shall be considered properly served by serving them on counsel of record for all other parties by e-mail.
- (Q) All data requests, subpoenas, or other discovery requests or notices shall be issued no later than October 18, 2019. With respect to deposing witnesses, depositions must be completed by October 18, 2019, unless witness availability requires that a deposition be conducted after that date.
- (R) The parties shall make an effort to not include confidential information in data requests. If confidential information must be included in a data request, the confidential information shall be appropriately designated as such pursuant to Commission Rule 4 CSR 240-2.135.

- (S) If a data request has been responded to, a party's request for a copy of the response shall be timely responded to without waiting the full response time allowed, except that, with the exception of responses to Staff, responses will not be needed for Ameren Missouri data request responses posted on Ameren Missouri's Caseworks Extranet site.

3. 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.

4. This order shall be effective when issued.

BY THE COMMISSION



A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Silvey, Chm., Kenney, Hall, Rupp, and
Coleman, CC., concur.

Woodruff, Chief Regulatory Law Judge

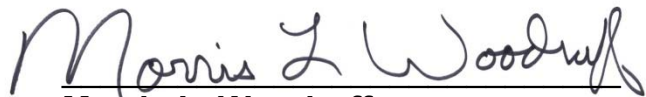
STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 16th day of January 2019.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 16, 2019

File/Case No. EO-2017-0176

**Missouri Public Service
Commission**

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.