

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

In the Matter of the Application of Union)
Electric Company d/b/a Ameren Missouri)
for Permission and Approval and) **File No. EA-2023-0286**
Certificates of Public Convenience and)
Necessity Authorizing It to Construct)
Renewable Generation Facilities)

**ORDER DENYING MOTION TO REQUIRE SUPPLEMENTAL DIRECT
TESTIMONY AND AMENDING PROCEDURAL SCHEDULE**

Issue Date: November 1, 2023

Effective Date: November 1, 2023

On October 18, 2023,¹ the Staff of the Commission (Staff) filed its *Motion to Require Supplemental Direct Testimony* in which it requested the Commission order Union Electric Company d/b/a Ameren Missouri to file supplemental direct testimony or, alternatively, amend the procedural schedule to allow Staff to respond to Ameren Missouri surrebuttal that addresses the concerns listed by Staff in its motion.

On October 24, Ameren Missouri filed its *Response in Opposition to Staff's Motion to Require Supplemental Direct Testimony*.

On October 30, Ameren Missouri filed an *Unopposed Motion to Amend Procedural Schedule and Motion for Expedited Treatment* in which, due to hospitalization of a main witness, it requested that the deadline for surrebuttal/cross-surrebuttal testimony be extended from November 3 to November 9. No parties oppose the motion. The Commission will grant Ameren Missouri's motion.

As to Staff's motion regarding supplemental direct testimony, Ameren Missouri has the burden to present adequate evidence to support its application and the Commission

¹ Unless otherwise noted, all dates refer to the year 2023.

does not find it appropriate to require Ameren Missouri to supplement its direct testimony with specific material. The adequacy of Ameren Missouri's application and evidence supporting it will be evaluated following the hearing based on the totality of the evidence presented as part of the hearing. However, the Commission agrees with Staff that, should Ameren Missouri address items listed in *Staff's Motion to Require Supplemental Direct Testimony* in its filed surrebuttal testimony, the parties should be allowed to file sur-surrebuttal testimony for the limited purpose of addressing the testimony of Ameren Missouri's witness(es) on those items.

THE COMMISSION ORDERS THAT:

1. *Staff's Motion to Require Supplemental Direct Testimony* is denied, in part, and granted, in part. Staff's request that Ameren Missouri be required to file supplemental direct testimony is denied. Staff's request to amend the procedural schedule for the limited purpose of allowing Staff to respond to any surrebuttal testimony by Ameren Missouri witness(es) that addresses items listed in numbered paragraphs 1-5 of Staff's motion is granted.

2. Ameren Missouri's *Unopposed Motion to Amend Procedural Schedule and Motion for Expedited Treatment* is granted.

3. The remaining procedural schedule in this matter is amended as follows:

November 9	Surrebuttal and Cross-Surrebuttal Testimony Due
November 16	Limited Sur-surrebuttal of Ameren Missouri Surrebuttal Due
November 17	Last Day to Request Discovery
November 20	List of Issues, List of Witnesses, and Order of Cross-Examination Due
November 27	Position Statements Due

November 29-30, December 1 Evidentiary Hearing
December 8 Expedited Transcripts Filed
December 29 Initial Post-Hearing Briefs Due
January 10, 2024 Reply Briefs Due

4. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 1st day of November, 2023.

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 1st day of November 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

November 1, 2023

File/Case No. EA-2023-0286

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

Sincerely,



**Nancy Dippell
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.