

witness’s ability to work, including to work on surrebuttal testimony. As indicated in that motion, the Company was unable at that time to assess the impact of the medical issues on the processing of this case.

4. The witness is no longer in the hospital and has returned to work with some limitations and is working to prepare surrebuttal testimony which in turn will allow the Company to complete other surrebuttal testimony, which is interdependent with the formerly absent witness’s surrebuttal testimony.

5. On November 20, 2023, the Company emailed all parties the following procedural schedule milestones and deadlines to allow completion of the processing of this case:

Surrebuttal and Cross-Surrebuttal Testimony Due	December 15, 2023
Motions for Leave to File Sur-Surrebuttal Testimony Due	December 22, 2023 ³
Responses to Motions for Leave to File Sur-Surrebuttal Testimony Due	January 2, 2024
List of Issues, List of Witnesses, and Order of Cross-Examination Due	January 26, 2024
Position Statements Due	February 2, 2024
Last Day to Request Discovery ⁴	February 2, 2024
Evidentiary Hearings	February 12 - 14, 2024
Expedited Transcripts Filed	February 21, 2024
Initial Post-Hearing Briefs Due	March 6, 2024
Reply Briefs Due	March 13, 2024

6. All parties except the Staff have authorized the Company to advise the Commission

³ Movant has added this procedural milestone and the next one consistent with the Commission’s *Order Clarifying November 1st Order*, allowing 5 business days to seek leave to file sur-surrebuttal testimony as contemplated by the Order, and 5 business days for response.

⁴ By issuing Data Requests or other written discovery requests, subpoenas, or the last date by which a deposition may be taken.

in this Motion that they are in agreement with or do not object to the above-proposal, with one exception, that is, instead of starting the hearings on February 12, 2024 (which is Lincoln’s Birthday, which the Company had initially overlooked) the hearings would start on February 13 and continue through February 15, 2024.⁵

7. As the Company indicated it would do when it proposed this schedule, the Company will file its surrebuttal testimony on December 15, 2023. To ensure there are no additional delays in processing this case, the Company requests that the Commission adopt the amended schedule proposed in this Motion no later than its next Agenda, December 13, 2023. Doing so will allow any party that contends that any of the Company’s surrebuttal is improper under the Commission’s governing rule to file a motion as contemplated by the Commission’s November 17, 2023 Order, and to do so prior to the commencement of the Christmas holiday, and it will allow the case to be processed as soon as reasonably possible under the circumstances.⁶ To summarize, with the revised hearing date the Company, with the agreement of all parties to this case except the Staff, requests that the following milestones and deadlines be established:

Surrebuttal and Cross-Surrebuttal Testimony Due	December 15, 2023
Motions for Leave to File Sur-Surrebuttal Testimony Due	December 22, 2023 ⁷
Responses to Motions for Leave to File Sur-Surrebuttal Testimony Due	January 2, 2024
List of Issues, List of Witnesses, and Order of Cross-Examination Due	January 26, 2024
Position Statements Due	February 2, 2024

⁵ Staff gave no reasons for its unwillingness to agree, nor did Staff propose any modifications to the November 20, 2023, proposal made by the Company.

⁶ The remaining procedural milestones were tied to the proposed hearing dates, which were the first practical hearing dates available given that the Commission already had hearings scheduled in two Evergy cases from January 30, 2024 through February 9, 2024.

⁷ Movants have added this procedural milestone and the next one consistent with the Commission’s *Order Clarifying November 1st Order*, allowing 5 business days to seek leave to file sur-surrebuttal testimony as contemplated by the Order, and 5 business days for response.

Last Day to Request Discovery ⁸	February 2, 2024
Evidentiary Hearings	February 13 - 15, 2024
Expedited Transcripts Filed	February 21, 2024
Initial Post-Hearing Briefs Due	March 6, 2024
Reply Briefs Due	March 13, 2024

WHEREFORE, the Company respectfully requests that the Commission make and enter its order amending the procedural schedule to reflect the above-stated procedural milestones and dates listed immediately above.

Respectfully Submitted,

/s/ Wendy K. Tatro

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**ATTORNEYS FOR UNION ELECTRIC
 COMPANY d/b/a AMEREN MISSOURI**

⁸ By issuing Data Requests or other written discovery requests, subpoenas, or the last date by which a deposition may be taken.

CERTIFICATE OF SERVICE

The undersigned certifies that true and correct copies of the foregoing was served on the Staff of the Missouri Public Service Commission and the Office of the Public Counsel via electronic mail (e-mail) on this 7th day of December, 2023.

/s/ Wendy K. Tatro