

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

In the Matter of the Application of	)	
Union Electric Company for Authority	)	
To Continue the Transfer of	)	Case No. EO-2011-0128
Functional Control of Its Transmission	)	
System to the Midwest Independent	)	
Transmission System Operator, Inc.	)	

**SECOND STATEMENT OF POSITION OF SOUTHWEST POWER POOL, INC.**

Comes Now Southwest Power Pool, Inc. (“SPP”), by and through its attorneys, and for its Second Statement of Position states as follows:

1. On November 1, 2010, Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri”), applied to the Missouri Public Service Commission (“Commission”) for authority to continue the transfer of functional control of its electric transmission system to the Midwest Independent Transmission System Operator (“Midwest ISO”).

2. On November 14, 2011, the parties to this docket filed, pursuant to the Commission’s procedural order, the *Joint Issues and Witness List, Order of Opening Statements and Order of Cross-Examination*.

3. On November 17, 2011, the Staff, Ameren Missouri, Midwest ISO, and Missouri Industrial Electric Consumers filed a *Non-Unanimous Stipulation and Agreement* and a *Suggested Revised List of Issues and Order of Cross-Examination*. The Office of the Public Council (“Public Counsel”) and Missouri Joint Municipal Electric Utility Commission objected to the *Non-Unanimous Stipulation and Agreement*. SPP had no objection to the terms of the stipulations included in the *Non-Unanimous Stipulation and Agreement*, but reserved its right to

fully participate and represent its interests in the hearing to the extent that other matters or issues not addressed or included in the Non-Unanimous Stipulation and Agreement are considered by the Commission.

4. On November 18, 2011, Public Counsel filed a Motion to Continue Hearing and Request for Expedited Treatment. The Commission issued an Order Granting Public Counsel's Motion to Continue Hearing on November 18, 2011.

5. On January 25, 2012, the Parties filed, pursuant to the Commission's November 30, 2011 Order Rescheduling Hearing, the *Second Revised List of Issues and Order of Cross-Examination and First Revised Witness List and Order of Opening Statements* on behalf of all parties. The pleading identified six issues to be addressed in the Statements of Position of each of the parties.

6. SPP asserts for its Second Statement of Position that, at this time, it has no position on any of the six identified issues identified in the pleading. As a result, SPP will not be making an opening statement but reserves the right to file briefs, depending on the outcome of the hearing. SPP appreciates the opportunity to be a party to this docket and offers to provide any information that can help the Commission with its deliberations.

Wherefore, SPP respectfully requests that the Commission accept this as SPP's Statement of Position.

Respectfully Submitted

**/s/ David C. Linton**

David C. Linton, MO BIN 32198

David C. Linton, L.L.C.

424 Summer Top Lane

Fenton, Missouri 63026

Telephone: (636) 349-9028

Email: [djlinton@charter.net](mailto:djlinton@charter.net)

and

Erin E. Cullum, AR BIN 2004070

Tessie Kentner, AR BIN 2007240

415 N. McKinley, Suite 140

Little Rock, AR 72205

Telephone: (501) 688-2503

Email: [ecullum@spp.org](mailto:ecullum@spp.org)

Attorneys for

Southwest Power Pool, Inc.

#### Certificate of Service

I hereby certify that a true and correct copy of the foregoing was e-mailed on this 27th day of January, 2012, to the persons on the Commission's service list in this case.

**/s/ David C. Linton**

Attorney for Southwest Power Pool, Inc.