

**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	)	
Approval of Decommissioning Cost Estimate	)	<b><u>File No. EO-2023-0448</u></b>
for Callaway Energy and Funding Level of	)	
Nuclear Decommissioning Trust	)	

**CORRECTED JOINT MOTION TO ADOPT PROCEDURAL SCHEDULE**

**COMES NOW** the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”), by and through counsel, and on behalf of itself, Union Electric Company, d/b/a Ameren Missouri (“Ameren”), and the Office of the Public Counsel (“OPC”) (collectively, “Parties”), Staff respectfully proposes the following Joint Proposed Procedural Schedule

1. The Parties request that the Commission adopt the following Procedural Schedule:

EVENT	DATE
Ameren Missouri Direct	September 20, 2024
Staff/OPC Rebuttal	October 18, 2024
Ameren Missouri Surrebuttal and Staff/OPC Cross Surrebuttal	November 15, 2024
Last Day of Discovery	November 30, 2024
List of Issues, List of Witnesses, and Order of Cross-Examination	December 5, 2024
Position Statements	December 12, 2024
Evidentiary Hearing	December 19, 2024
Initial Briefs	January 23, 2024
Reply Briefs	February 13, 2024

### **Proposed Procedural Requirements**

- (a) All parties must comply with the requirements of Commission Rule 20 CSR 4240-2.130 for prepared testimony, including the requirement that testimony be filed using 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 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 20 CSR 4240-2.080. 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) Copies of pre-filed testimony and documents served upon the parties before a hearing need not be provided to the court reporter for marking exhibits where the record clearly identifies the prefiled testimony and documents that are made hearing exhibits. 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 of the Commissioners, the presiding officer, and counsel for each 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 purposes of exchanging.
- (g) Public documents filed in the Commission's Electronic Filing and Information System ("EFIS") shall be considered properly served by serving the same on counsel of record for all other parties via e-mail. The parties agree confidential documents may be obtained from EFIS and so agree not to serve those documents via e-mail. Any data requests issued to or by Staff shall be submitted and responded to in the Commission's Electronic Filing and Information System (EFIS) pursuant to 20 CSR 4240-2.090(2)(H). All data requests other than those issued to or by Staff, as well as all objections to data requests, or notifications of the need for additional time to respond, shall be sent by e-mail to counsel for the other parties. Counsel for each

party shall receive electronically, via either EFIS notification or e-mail from the 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 data requests issued via EFIS, 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. 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, thereby providing the responding party the opportunity to object. 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. If any party responds to a data request in EFIS, the response is available in EFIS to all counsel on the certified service list. Data request responses, other than responses to data requests in EFIS, 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 Ameren Missouri data request responses, Ameren Missouri shall post its data request responses on its Caseworks Extranet site; however, in the case of responses to data requests Staff issues, Ameren Missouri 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 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 20 CSR 4240-2.135.
- (i) Until rebuttal testimony is filed, the response time for all data requests shall be twelve (12) days, with three (3) business days to object or notify the requesting party that more than twelve (12) days will be needed to provide the requested information. From the date rebuttal testimony is filed until the date surrebuttal/cross surrebuttal testimony is filed, the response time for all data requests shall be eight (8) days, with two (2) business days to object or notify the requesting party that more than eight (8) days will be needed to provide the requested information. From and after the filing of surrebuttal/cross surrebuttal until the discovery deadline, the response time for all data requests shall be five (5) days, with two (2) business days to object or notify the requesting party that more than five (5) days will be needed to provide the requested information. From and after the due date for rebuttal testimony, 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, response will not be needed for Ameren Missouri data request responses posted on Ameren Missouri’s Caseworks Extranet site since Ameren Missouri will allow parties who have requested copies of Ameren Missouri’s responses to other parties’ data requests to access them through its Caseworks Extranet site).

- (j) Workpapers prepared in the course of developing a testimony shall not be filed with the Commission but shall be submitted to each party within two (2) business days following the filing of the testimony document, 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.
- (l) 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 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 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.

**WHEREFORE**, the Parties to this pleading request the Commission adopt the procedural schedule and requirements contained herein.

Respectfully submitted,

**//s/ Travis J. Pringle**

Travis J. Pringle

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 22nd day of July 2024.

**/s/ Travis J. Pringle**