

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

In the Matter of the Application of Transource)
Missouri, LLC for a Certificate of Convenience)
and Necessity Authorizing It to Construct,) File No. EA-2013-0098
Finance, Own, Operate, and Maintain the)
Iatan-Nashua and Sibley-Nebraska City)
Electric Transmission Projects)

**ORDER GRANTING IN PART
EXTENSION OF TIME FOR POSITION STATEMENTS**

Issue Date: March 29, 2013

Effective Date: March 29, 2013

The Missouri Public Service Commission is granting the *Joint Request for Extension of Time for Filing Position Statements* (“motion”) in part.

This action began with the filing of the applications¹ on August 31, 2012. The applications included a proposed procedural schedule. After that point, the docket sheet discloses a history of delay.

- On November 2, 2012, the parties jointly filed a motion for approval of a proposed procedural schedule, which the Commission granted.²
- Also on November 2, 2012, Staff asked to be excused from filing a report on the applications, which the Commission granted.³

¹ This file is consolidated with File No. EO-2012-0367, *In The Matter Of The Application Of Kansas City Power & Light Company And KCP&L Greater Missouri Operations Company Regarding Arrangements For Approval To Transfer Certain Transmission Property To Transource Missouri, L.L.C. And For Other Related Determinations.*

² On November 7, 2012.

³ Also on November 7, 2012.

- By motion filed on December 14, 2012, the Office of the Public Counsel asked to postpone the hearing by a week, which the Commission granted.⁴
- On February 28, 2013, applicants filed a motion for extension of time to file rebuttal and surrebuttal testimony by five days, which the Commission granted.⁵
- On March 19, 2013, the parties jointly sought an extension of time to file the issues list⁶; stipulation;⁷ and position statements by a week, which the Commission granted.⁸
- On Tuesday March 26, 2013, the parties filed a motion to extend the time for filing the stipulation from Tuesday March 27, 2013, until after the evidentiary hearing, which the Commission granted.⁹
- Also on Tuesday March 26, 2013, Staff filed a motion to extend the time for filing the issues list from Tuesday March 26, 2013, to Wednesday March 27, 2013, which the Commission granted.¹⁰
- On Thursday March 28, 2013, Staff filed the motion to extend the time for filing Position Statements from March 28, 2013, to March 29, 2013, which is the motion now pending.

⁴ On December 17, 2012.

⁵ Also on February 28, 2013.

⁶ With the order of witnesses, order of cross-examination, and order of opening statements.

⁷ Specifically, a Stipulation of Non-Disputed Material Facts.

⁸ Also on March 19, 2013.

⁹ Also on March 26, 2013.

¹⁰ Also on March 26, 2013. Staff filed the issues list on March 27, 2013, at 9:23:11 P.M.

The parties filed the motion at 5:00:50 P.M., leaving no time for the Commission to rule on the motion before the requested extension date, which is today, Friday March 29.

Thus, after seven months of generous accommodation, only the applicants are on record as to any request for relief, citation to applicable law,¹¹ and allegation of relevant fact.¹² The filings that the Commission has excused, or for which it has extended time, are not merely a matter of the parties' convenience. Those filings are for the Commission to prepare for the evidentiary hearing on the merits of the applications—which allege that they represent some \$450,000,000.

Delay has diminished the value of the position statements already. Today, Friday March 29, is already partly gone. To file position statements today at—or after—the close of business¹³ would compromise their value even further. Saturday and Sunday, March 30 and March 31, are the Easter weekend. Tuesday April 2 begins the evidentiary hearing.

Therefore, the Commission will rule as follows.

THE COMMISSION ORDERS THAT:

1. The *Joint Request for Extension of Time for Filing Position Statements* is granted only to the following extent.
2. Each position statement shall be filed no later than March 29, 2013, at noon.

¹¹ The issues list expressly blends arguments of all parties so that no party's argument is separately discernable.

¹² Pre-filed testimony is in the file, not in the record, and is no substitute for a plain statement of what relief each party seeks and the reason for granting it.

¹³ As the parties did with the motion and the issues list.

3. This order is effective immediately on issuance.

BY THE COMMISSION

A handwritten signature in cursive script that reads "Shelley Brueggemann".

Shelley Brueggemann
Acting Secretary

Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 29th day of March, 2013.