

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

In the Matter of the Application of Ameren	)	
Transmission Company of Illinois for a	)	
Certificate of Convenience and Necessity	)	File No. EA-2025-0087
under Section 393.170.1, RSMo. relating	)	
to Transmission Investments in North	)	
Central Missouri.	)	

**JOINT STATUS REPORT**

The undersigned parties to this proceeding hereby file this Joint Status Report pursuant to the Order issued by the Missouri Public Service Commission (“Commission”) on April 2, 2025.

**Background**

1. On December 11, 2024, ATXI filed its Application with the Commission seeking an order granting a Certificate of Convenience and Necessity (CCN) pursuant to Section 393.170.1, RSMo., as well as the direct testimony of 9 witnesses. The CCN would authorize ATXI to construct, install, own, operate, control, manage, and maintain slightly over 200 miles of new 345 kV transmission circuits across the State of Missouri – referred to as the Denny-Zachary-Thomas Hill-Maywood Project, or DZTM Project. The DZTM Project constitutes the second phase (Phase 2) of the Northern Missouri Grid Transformation Program (the Program), which represents the Missouri jurisdictional portion of three of the 18 Multi-Value Projects (MVPs) approved by the Midcontinent Independent System Operator, Inc. (MISO) as part of its Long-Range Transmission Planning (LRTP) Tranche 1 Portfolio incorporated into the 2021 MISO Transmission Expansion Plan (MTEP21). Application, pp. 1-2. Phase 2 is designed to be operated in conjunction with the entire LRTP Tranche 1 Portfolio, including the other two LRTP Tranche 1 projects in Missouri, the Fairport-Denny-Iowa/Missouri Border (FDIM) Project and the

Maywood-Mississippi River Crossing (MMRX) Project, which constitute Phase 1 of the Program and are the subject of pending Commission File No. EA-2024-0302. *Id.* at p. 2.

2. The Application also requests permission and authority to transfer an undivided 49% interest in certain transmission facilities for the DZTM Project to the Missouri Joint Municipal Electric Utility Commission d/b/a Missouri Electric Commission (MEC) before those facilities are placed into service, pursuant to Section 393.190.1, RSMo, 20 CSR 4240-2.060, and 20 CSR 4240-10.105. *Id.* at pp. 1, 3, 12, 23-26. In addition, the Application seeks waivers of the rate schedule filing requirements of 20 CSR 4240-20.105, the annual reporting requirement of 20 CSR 4240-10.145, the depreciation study requirement of 20 CSR 4240-3.175, and the reporting requirements of 20 CSR 4240-3.190, for good cause since ATXI will not provide retail service to end-use customers and will not be rate-regulated by the Commission. *Id.* at p. 26.

3. On December 12, 2024, MISO filed a Motion to Submit Direct Testimony in Support of the Application and Attached Direct Testimony of Jeremiah Doner.

4. On December 13, 2024, the Commission issued its *Order Directing Notice, Setting Intervention Deadline, and Setting Time for Responses*, establishing an intervention deadline of January 10, 2025.

5. On December 12, 2024, through January 10, 2025, MISO, MEC, Renew Missouri Advocates d/b/a Renew Missouri (Renew Missouri), Clean Grid Alliance, and Sierra Club, filed their intervention requests. The Commission granted these intervention requests on January 23, 2025.

6. On January 28, 2025, the Commission issued its *Order Granting Motion to Submit Direct Testimony and Directing Staff Recommendation*, ordering Staff to either file a

recommendation regarding ATXI's Application or request additional time to file a recommendation by April 2, 2025.

7. On March 31, 2025, Staff filed a *Status Report and Motion for Extension of Time to File its Recommendation* and a *Motion Requesting Local Public Hearings and For Expedited Treatment*.

8. On April 2, 2025, the Commission issued its *Order Extending Time for Recommendation*, noting that Staff's motion included a "request that the Commission direct the filing of a joint status report by all parties within two weeks of Staff filing its recommendation" and that "[t]he joint status report would address whether any party opposes the recommendation and would include, if needed, a proposed procedural schedule." The April 2 Order granted Staff's Motion and established that Staff's recommendation shall be filed no later than June 2, 2025.

9. On April 3, 2025, the Commission issued its *Order Setting Local Public Hearings*, scheduling an in-person local public hearing for April 22, 2025, and a virtual local public hearing via video and telephone conference for April 23, 2025. The Commission held local public hearings as scheduled on April 22, 2025, and April 23, 2025.

10. On June 2, 2025, Staff filed its *Staff Recommendation* as well as what it referred to as "Staff's memorandum", stating as follows: "Staff's Memorandum, attached hereto and incorporated by reference, addresses ATXI's application for a certificate using the Commission's Tartan criteria, and recommends the Commission issue an order authorizing ATXI's request for a CCN to construct, install, own, operate, control, manage, and maintain the DZTM Project. Staff also recommends that the Commission: (1) grant ATXI permission and authority to transfer an undivided 49% interest in the DZTM Project assets to [MEC]; (2) approve the Double Circuit Option for the design and route of the DZ Segment; and (3) waive the abovementioned filing and

reporting requirements. These recommendations are subject to the Staff's recommended conditions, found in Staff's memorandum, attached hereto and incorporated by reference. Staff respectfully requests the Commission to adopt said conditions by Commission order." Staff Recommendation, p. 3. The Staff Recommendation was explained in more detail in Staff's Memorandum.

**ATXI and Other Parties Positions on the Staff Recommendation  
and Staff's Recommended Conditions**

11. ATXI proposed minor revisions to Staff's recommended conditions, almost all of which were the same edits previously agreed upon by Staff and ATXI (as well as the other parties to this proceeding) in pending File No. EA-2024-0302. Those revisions were shared with all parties to this proceeding and certain additional revisions made based on input from the Office of Public Counsel (OPC). ATXI and Staff have reached agreement on these limited revisions to Staff's recommended Conditions, including revisions proposed by OPC. Attached as Appendix A to this Joint Status Report is a copy of the Staff Proposed Conditions with ATXI/Staff Agreed Revisions (Revised Conditions).

12. ATXI, Staff, MISO, MEC, Renew Missouri, CGA, and Sierra Club support, and OPC does not oppose, the Staff Recommendation for approval of the requested CCN and other requested approvals and waivers subject to the Revised Conditions.

13. The signatories to this Joint Status Report, which constitute all of the parties to this proceeding, (i) do not request a hearing; (ii) do not request a procedural schedule; and (iii) do not assert that a procedural schedule is required.

14. All signatories to this Joint Status Report have reviewed the Revised Conditions agreed upon by Staff and ATXI, and do not object to the Commission granting the requested CCN and other approvals and waivers requested in the Application on the basis of the Company's direct

testimony, MISO's direct testimony, and the Staff Recommendation subject to the Revised Conditions agreed upon by Staff and ATXI.

WHEREFORE, ATXI, Staff, and the other undersigned Parties respectfully request that the Commission accept this Joint Status Report in compliance with its Order issued April 2, 2025, and enter an order in this proceeding granting the CCN and other approvals and waivers requested in the Application as set forth in the Staff Recommendation subject to the Revised Conditions attached to this Joint Status Report.

Dated: June 16, 2025

Respectfully submitted,

/s/ Carmen L. Fosco

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**EA-2025-0087****Staff Proposed Conditions with ATXI/Staff Agreed Revisions****Right-of-way Acquisition and Micro-siting:**

- 1) Throughout the right-of-way acquisition process, ATXI<sup>1</sup> will use all reasonable efforts to follow the route(s) approved by the Commission in response to the Company's Application (depicted in Appendix E<sup>2</sup>, Appendix F, and, Appendix G of the Application). But ATXI will be allowed to deviate from the approved depicted route(s) in two scenarios:
  - a. First, if surveys or testing do not necessitate a deviation, ATXI may deviate from the depicted route on a particular parcel if ATXI and each landowner on which the deviation will run agree. Either ATXI or landowner may initiate such a request to deviate.
  - b. Second, if ATXI determines that surveys or testing require a deviation, ATXI will negotiate in good faith with the affected landowner and if agreement can be reached, ATXI may deviate from the approved depicted route on that parcel, as agreed with the affected landowner(s).

With respect to any parcel other than the identified parcels where ATXI desires to locate the line, whether because testing or surveys necessitate acquisition of an easement on that parcel or for other reasons (e.g., a request from adjacent landowners), ATXI will negotiate in good faith with the landowner of each affected parcel over which ATXI has determined an easement is needed or desired and, if agreement is reached, may deviate from the approved depicted route by locating the line on the affected parcel(s) but will notify the Commission of the deviation and parcels affected prior to construction on that parcel.

If testing or surveys necessitate acquisition of an easement on such other parcel(s) and agreement is not reached, despite good faith negotiations, ATXI will file a request with the Commission to allow it to deviate from the approved depicted route onto the affected parcel(s) and shall, concurrently with the filing of its request with the Commission, send a copy of its request to the owner(s) of record of the affected parcel(s) via U.S. Mail, postage prepaid, as shown by the County Assessor's records in the county where the affected parcel is located, or at such other address that has

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<sup>1</sup> All capitalized terms in these Staff Proposed Conditions with ATXI/Staff Agreed Revisions shall be defined as those terms are defined in Staff's memorandum attached to the Staff Recommendation (filed June 2, 2025, as Item 65 on EFIS for File No. EA-2025-0087).

<sup>2</sup> Appendix E depicts routes for the two configuration options on the Denny-Zachary line segment (DZ Segment): the double circuit option (DZ Double Circuit Option) and the single circuit option (the DZ Single Circuit Option). Should the Commission approve the DZ Double Circuit Option, the approved route shall be consistent with the Double Circuit Proposed Centerline in Appendix E. Should the Commission approve the DZ Single Circuit Option, the approved route shall be consistent with the Single Circuit Proposed Centerline in Appendix E.



been provided to ATXI by the owner(s). ATXI shall fully explain in that request why ATXI determined the change in route is needed and file supporting testimony with its request and the name(s) and addresses of the owner(s) to whom it provided a copy of its request. After Commission notice of the opportunity for a hearing on the issue of whether the change in route should be approved is given to the owner, Staff and OPC, and after an opportunity to respond, the Commission will grant or deny the request.

- 2) Absent a voluntary agreement for the purchase of the property rights, the transmission line shall not be located so that a residential structure currently occupied by the property owners will be removed or located in the easement, including for electrical code compliance purposes.
- 3) Prior to the commencement of construction on a parcel, ATXI will secure an easement, which will include a surveyed legal description showing the precise dimension, including the length and width, for the permanent transmission line easement area for each affected parcel. In addition, ATXI will track each easement grant by way of a spreadsheet that identifies each parcel by Grantor and County, and which contains the recording information for each parcel. Upon securing all necessary easements for the Project, ATXI will file a copy of the spreadsheet with the Commission, to which a map will be attached. For each parcel, the map and the spreadsheet will include a unique indicator that allows the Commission to see where on the map that parcel is located.
- 4) ATXI shall follow the construction, clearing, maintenance, repair, and right-of-way practices consistent with what was proposed by the Company for the Phase 2 projects.<sup>3</sup>

#### **Reporting requirements:**

- 5) ATXI shall file with the Commission in this case a legal description of the line segments when acquisition of the necessary land rights is finalized.
- 6) ATXI shall file the final Joint Ownership Agreement and Joint Use Agreement with the Commission in this case within 30 days of executing the agreements.
- 7) ATXI shall file the specific impact, if any, of the proposed transfer of the assets to be constructed on the tax revenues of the political subdivisions in which the proposed structures, facilities, or equipment are located.<sup>4</sup> The Joint Ownership Agreement, Schedule A, may satisfy this reporting condition if it additionally identifies the political subdivisions in which the proposed structures, facilities, or equipment are located.
- 8) ATXI shall obtain all required government approvals and permits — e.g., any applicable land disturbance permits, Missouri State Highway Commission permits, or US Army Corps of Engineers permits — before beginning construction on the part of the Project (DZTM)

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<sup>3</sup> Provided in ATXI Schedule MH-D6 filed with Matt Hoven's Direct Testimony.

<sup>4</sup> 20 CSR 4240-10.105(F).

where the approvals and permits are required, and shall file such approvals and permits with the Commission before beginning construction or, for approvals and permits obtained less than 90 days before beginning construction, within 90 days of receipt.

- 9) ATXI shall file with the Commission any agreement between ATXI and the pipeline companies that have assets being crossed by the Project (DZTM).
- 10) ATXI shall file with the Commission the annual report it files with FERC.
- 11) ATXI shall file any vegetation management filing made to FERC, NERC, or a regional reliability organization in EFIS as a non-case related filing.<sup>5</sup>
- 12) ATXI shall obtain acknowledgement from Ameren Missouri that they remain bound by the following provision from the 4th Order Modifying the 2012 Report and Order in Case No. EO-2011-0128 with respect to the transmission facilities to be constructed as part of the Project (DZTM):

For transmission facilities located in Ameren Missouri's certificated service territory that are constructed by an Ameren affiliate and that are subject to regional cost allocation by MISO, for ratemaking purposes in Missouri, the costs allocated to Ameren Missouri by MISO shall be adjusted by an amount equal to the difference between:

(I) The annual revenue requirement for such facilities that would have resulted if Ameren Missouri's Commission-authorized ROE and capital structure had been applied and there had been no construction work in progress ("CWIP") (if applicable), or other FERC Transmission Rate Incentives, including Abandoned Plant Recovery, recovery on a current basis instead of capitalizing pre-commercial operations expenses and accelerated depreciation, applied to such facilities and

(II) The annual FERC-authorized revenue requirement for such facilities. The ratemaking treatment established in this provision will, unless otherwise agreed or ordered, continue as long as Ameren Missouri's transmission system remains under MISO's functional control.

**Other:**

- 13) Staff and ATXI acknowledge the Commission retains the authority to reopen this docket based on the outcome of the proceeding for Phase 1 of the Program. This condition shall not restrict ATXI's ability to exercise the authority granted in the CCN for the Phase 2 Project, including engineering, environmental permitting, easement acquisition, right-of-way clearing, access, and line or substation construction until such time as the Commission reaches a determination with respect to Phase 1 of the Program, or thereafter assuming Phase 1 is approved. ATXI acknowledges that Staff may recommend any conditions or take any position it deems necessary in its recommendation regarding the Phase 1 program.

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<sup>5</sup> 20 CSR 4240-23.030(5).

- 14) ATXI shall, for all future transmission line projects in Missouri which require a CCN and also require a public meeting pursuant to 20 CSR 4240-20.045(6)(K)3, develop and maintain, using best efforts, route maps on its website(s) showing preferred and alternative routes that are known at that time and still under active consideration by the ATXI, as well as any related study areas. These maps shall include parcel boundaries and satellite or aerial imagery (which shall be the default view when there are optional base maps which may be viewed) in sufficient detail for affected landowners to locate their property. These maps shall be maintained from at least the date of any public meeting(s) held, when required, and shall display preferred and known alternative routes proposed in its application or discussed in its written testimony from the date an application is filed through the effective date of the Commission's Report and Order ruling on the subject CCN application (CCN Order) or the date ATXI discontinues development of the project, whichever occurs first. If public meetings are not required to be held, ATXI shall post maps beginning on the date it provides notice of the application to affected landowners. This condition shall be applied to all ATXI applications for a CCN filed after the Commission grants a CCN in this proceeding, should be considered independently, and any deficiencies related to this condition should not, on its own, affect the validity of a CCN granted in this proceeding.
- 15) ATXI shall, for all projects referenced in Condition 14, include instructions for accessing the website and maps referenced in Condition 14 on all required notifications sent to affected landowners. This condition shall be applied to all ATXI applications for a CCN filed after the Commission grants a CCN in this proceeding, should be considered independently, and any deficiencies related to this condition should not, on its own, affect the validity of a CCN granted in this proceeding.
- 16) ATXI shall, for all projects referenced in Conditions 14 and 15, refresh its data used to comply with 20 CSR 4240-20.045(6)(K)1 that identifies the owners of land directly affected by the requested certificate, including the preferred route and any known alternative route, and entitled to receive notice of its application. The refresh of the data shall be conducted within 90 days after filing an application for a CCN to confirm the identified parcels and owners of land directly affected by the requested certificate as of the date notice of the application was issued pursuant to 20 CSR 4240-20.045(6)(K)1 and (6)(K)2. If such refresh identifies a person entitled to receive notice of the application to whom ATXI did not send such notice, ATXI shall provide a notice to such person(s) in accordance with 20 CSR 4240-20.045(6)(K)4. This condition shall be applied to all ATXI applications for a CCN filed after the Commission grants a CCN in this proceeding, should be considered independently, and any deficiencies related to this condition should not, on its own, affect the validity of a CCN granted in this proceeding.
- 17) If the Commission grants a CCN in this proceeding, ATXI shall provide a notice to all landowners along the Denny to Zachary line segment previously notified of its Application in this proceeding (whether or not the landowner is directly affected by the final route selected by the Commission) within 30 days of the effective date of the Commission's Order granting a CCN in this proceeding. Any such notice shall include the requirements set forth in 20 CSR 4240-20.035(6)(K)2 and indicate whether the Commission approved the single circuit or double circuit option.

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was mailed, hand-delivered, or transmitted by facsimile or electronic mail to counsel of record as reflected on the certified service list maintained by the Commission in its Electronic Filing Information System on June 16, 2025.

/s/. Carmen L. Fosco

Carmen L. Fosco