

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

In the Matter of the Application of)
Brandon Jessip for Change of Electric)
Supplier from Empire District Electric)
To New-Mac Electric)

File No. EO-2017-0277

PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff of the Missouri Public Service Commission,¹ by and through the undersigned counsel, in response to the presiding officer's direction to the parties "to file a joint proposed procedural schedule no later than August 4, 2017," and presents the following procedural schedule:

1. That the following events occur on the following dates:

Event	Date
Direct Testimony (Mr. Jessip)	August 23 rd , 2017
Rebuttal Testimony (Empire, New-Mac, Staff)	September 7 th , 2017
Last Day for Discovery	September 20 th , 2017
Surrebuttal (All parties)	September 22 nd , 2017
Stipulation of Facts	September 26 th , 2017
List of Issues, Order of Opening Statements, Witnesses and Cross-Examination	October 2 nd , 2017
Statement of Positions	October 4 th , 2017
Evidentiary Hearing	October 10 th , 2017
Initial Briefs	October 27 th , 2017
Reply Briefs	November 15 th , 2017

¹ Staff reached out to the parties for consent to file the circulated schedule on their behalf, but did not receive a response.

2. That the Commission order the parties to follow these procedures for this case:

- a) All parties will provide copies of testimony (including schedules), exhibits and pleadings to other counsel of record 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. Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- b) Parties must try to not include in data request questions either highly confidential or proprietary information. If either highly confidential or proprietary information must be included in data request questions, the highly confidential or proprietary information will be appropriately designated as such pursuant to Rule 4 CSR 240-2.135.
- c) When serving a data request, the party serving the request will send to counsel for each party an electronic copy of the text of the "description" of that data request contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains highly confidential or proprietary information or is voluminous, a hyperlink to the EFIS record of that data request is 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 shall request a copy of the response from the party answering the data request. Data requests, objections to data requests, and notifications respecting the need for additional time to respond to data requests will be sent by e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list for data requests, but assumes responsibility for compliance with any restrictions on confidentiality. Data request responses shall be served electronically, if feasible and not voluminous as defined by Commission rule, on counsel for the requesting party, unless counsel for the requesting party requests otherwise in writing. Responses to Staff data requests must be submitted in EFIS, if feasible, or in electronic format on compact disc or by other means agreed to by Staff counsel, if infeasible. All data requests to Staff must be submitted in EFIS.
- d) For data requests issued prior to the order that establishes the procedural schedule in this case, the response time for all data requests shall be 20 calendar days, and 10 calendar days to object or notify that more than 20 calendar days will be needed to provide the requested information. For data requests issued after the order that establishes the procedural schedule in this case issues, the response time for data requests shall be 10 calendar days to provide the requested information, and 5 business days to object or notify that more than 10 calendar days will be needed to provide the requested information. Data requests issued after 5:00 pm will be considered served on the next business day.
- e) Workpapers that were prepared in the course of developing a witness' testimony will not be filed with the Commission, but copies of them will be sent to each party within 2 business days following the filing of the particular testimony without

further request. Workpapers containing highly confidential or proprietary information shall be appropriately marked. Since workpapers for certain parties may be voluminous and generally not all parties are interested in receiving workpapers or a complete set of workpapers, a party shall be relieved of providing workpapers to those parties indicating that they are not interested in receiving workpapers or a complete set of workpapers. 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.

- f) 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 outputs, if available in that original format, the party providing the workpaper or response shall provide such information in original format with all formulae intact. Grain Belt Express Clean Line LLC shall deliver its workpapers to Staff in electronic format by e-mail or, if not practical, by electronic storage medium.
- g) Documents filed in EFIS shall be considered properly served by serving the same on counsel of record for all other parties by e-mail.

WHEREFORE, Staff, on behalf of all of the parties, requests the Commission to select a schedule and order the parties to comply with it and the procedures set forth above.

Respectfully submitted,

/s/ Nicole Mers

Nicole Mers
Associate Counsel
Missouri Bar No. 66766
P.O. Box 360
Jefferson City, MO 65012
(573) 751-6651 (Telephone)
(573) 751-9285 (Fax)
nicole.mers@psc.mo.gov

Attorney for the Staff of the
Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document, *Proposed Procedural Schedule* was served via e-mail on all counsel of record this 4th day of August, 2017.

/s/ Nicole Mers