

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 Permission and Approval)
and a Certificate of Public Convenience and Necessity) **File No. EA-2016-0208**
Authorizing It to Offer a Pilot Distributed Solar)
Program and File Associated Tariff)

ORDER SETTING PROCEDURAL SCHEDULE AND OTHER PROCEDURAL REQUIREMENTS

Issue Date: June 24, 2016

Effective Date: June 24, 2016

On April 27, 2016, Union Electric Company d/b/a Ameren Missouri filed an application with the Missouri Public Service Commission (“Commission”) for a certificate of convenience and necessity authorizing it to construct, install, own, operate, maintain and otherwise control and manage various small solar generation facilities at different locations within its service territory as part of a pilot program.

On June 21, 2016, all the parties jointly filed a proposed procedural schedule. The Commission will adopt the proposed procedural schedule with some modifications to accommodate Commissioners’ schedules and order additional procedural requirements.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is established:

Date	Event
Aug. 18, 2016	Rebuttal testimony by non-company parties
Sept. 15, 2016	Surrebuttal testimony
Sept. 26, 2016	Last day to request discovery
Sept. 30, 2016	Joint list of issues, order of witnesses, order of parties for cross-examination, order of opening statements
Oct. 6, 2016	Position statements
Oct. 17-19, 2016	Evidentiary hearing

Date	Event
Nov. 4, 2016	Initial briefs
Nov. 18, 2016	Reply briefs

2. The evidentiary hearing is scheduled for October 17-19, 2016, beginning at 8:30 a.m. The hearing will be held in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. The hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. Any person requiring additional accommodations to participate in the hearing shall call the Missouri Public Service Commission's Hotline at 800-392-4211 (voice) or Relay Missouri at 711 before the hearing.

3. The parties shall comply with the following additional procedural requirements:

- A. 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. Parties shall not be required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.
- B. Whenever possible data request questions should not contain 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 should be prominently marked and appropriately designated as such pursuant to 4 CSR 240-2.135.
- C. Counsel for each party shall receive electronically from each other 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 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 shall be considered a sufficient copy. Data request responses 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 to it, 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.

- D. Any party seeking the response to a data request that has been issued by another party shall request a copy of the response from the party answering the data request.
- E. Data requests, objections, or notifications respecting the need for additional time to respond shall be sent via e-mail to counsel for the other parties. Counsel may designate other personnel to be added to the service list but shall assume responsibility for compliance with any restrictions on confidentiality.
- F. If a data request has been responded to, a party's request for a copy of the response shall be timely responded to, considering that the underlying data request has already been responded to (except that, with the exception of responses to Staff, responses will not be needed for Ameren Missouri data request responses posted on the Company's Caseworks Extranet site).
- G. For data requests served after the filing of rebuttal testimony on August 18, 2016, 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. For data requests served after the filing of surrebuttal testimony on September 15, 2016, the response time for data requests shall be 5 calendar days to provide the requested information, and 2 business days to object or notify that more than 5 calendar days will be needed to provide the requested information. Data requests sent after 5:00 p.m. will be considered served on the next business day.
- H. Workpapers that were prepared in the course of developing a witness' testimony (including schedules) and exhibits should not be filed with the Commission but shall be submitted to each party within 2 business days following the filing of the particular testimony, unless a party has indicated that it does not want to

receive some or all of the workpapers. Workpapers containing highly confidential or proprietary information should be appropriately marked.

- I. 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 the 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 media.
- J. All data requests, subpoenas, or other discovery requests or notices shall be issued no later than September 26, 2016. With respect to deposing a witness, so long as a notice of deposition is issued by September 26, 2016, the deposition may occur so long as it is scheduled on or before October 7, 2016.
- K. All motions to compel a response to any discovery request shall be filed no later than October 3, 2016.
- L. All filings made through the Commission's Electronic Filing and Information System (EFIS) will be timely filed if filed before midnight on the date the filing is due. Documents filed in EFIS are considered properly served by serving the same on counsel of record for all other parties via e-mail essentially contemporaneously with the EFIS filing.
- M. Testimony shall be prefiled as defined in Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages.
- N. The parties shall agree upon and Staff shall 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, the order of party cross-examination for each witness, and the order of opening statements. The list of issues shall be stated with particularity. If the parties are unable to agree to an issues list, each party shall file a separate issues list.

O. Each party shall file a simple and concise statement summarizing its position on each disputed issue.

P. All pleadings, briefs, and amendments shall be filed in accordance with Commission Rule 4 CSR 240-2.080. 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 unresolved issues that the parties believe require decision by the Commission.

Q. All parties shall bring an adequate number of copies of exhibits that they intend to offer into evidence at the hearing. If an exhibit has not been prefiled, the party offering it must bring, in addition to the copy for the court reporter, copies for the five Commissioners, the Presiding Judge, and all counsel.

R. Exhibit numbers are assigned in the following manner:

Ameren Missouri	1-99
Commission’s Staff	100-199
Office of the Public Counsel	200-249
Mo. Division of Energy	250-299
Renew Missouri	300-349
Mo. Industrial Energy Consumers	350-399
Wal-Mart Stores, Inc.	400-449
Brightergy, LLC	450-499
United for Missouri, Inc.	500-549

S. Each party shall prepare a list of its pre-filed, pre-marked exhibits and submit a copy of that list to every other party and to the regulatory law judge no later than October 13, 2016. The lists shall not be filed in the EFIS case file. Exhibits that may be offered during cross-examination, but which have not been pre-filed, need not be included on the list. However, when those documents are offered during the hearing, they will be assigned a number from that party’s number group.

7. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff
Secretary

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

Dated at Jefferson City, Missouri,
on this 24th day of June, 2016.