

Docket No.: 12-0598
Bench Date: 01-24-13
Deadline: N/A

MEMORANDUM

TO: The Commission

FROM: John D. Albers, Administrative Law Judge
J. Stephen Yoder, Administrative Law Judge

DATE: January 22, 2013

SUBJECT: Ameren Transmission Company of Illinois

Petition for a Certificate of Public Convenience and Necessity, pursuant to Section 8-406.1 of the Illinois Public Utilities Act, and an Order pursuant to Section 8-503 of the Public Utilities Act, to Construct, Operate and Maintain a New High Voltage Electric Service Line and Related Facilities in the Counties of Adams, Brown, Cass, Champaign, Christian, Clark, Coles, Edgar, Fulton, Macon, Montgomery, Morgan, Moultrie, Pike, Sangamon, Schuyler, Scott and Shelby, Illinois..

REGARDING: Petition for Interlocutory Review filed on January 18, 2013 by Ameren Transmission Company of Illinois.

On November 7, 2012, Ameren Transmission Company of Illinois ("ATXI") filed with the Commission a petition seeking a Certificate of Public Convenience and Necessity pursuant to Section 8-406.1 of the Public Utilities Act ("Act") and an order pursuant to Section 8-503 of the Act to construct, operate, and maintain a new 375-mile long 345-kilovolt transmission line and related facilities in Illinois. Using a list containing several errors provided by ATXI with its initial filing, notice of the first status hearing was sent to more than 4,600 landowners who may be affected by the transmission line. On January 7, 2013, ATXI filed a motion seeking leave to amend the list of potentially affected landowners by adding roughly 130 landowners who were inadvertently omitted from the original filing. After considering the various responses and replies to ATXI's motion, the Administrative Law Judges ("ALJ") issued a ruling on January 16, 2013 that stated in relevant part:

Notice is hereby given that upon reviewing [ATXI's] January 7, 2013 motion and the related responses and replies, the Administrative Law Judges will allow the amendment of the landowner list but consider the ATXI petition to have been completely filed only as of January 7, 2013. Accordingly, the 150-day deadline in this matter is June 6, 2013. The

Administrative Law Judges, however, have placed before the Commission on its January 24, 2013 Bench Session the question of whether the Commission wishes to extend the deadline another 75 days as permitted by Section 8-406.1(g). If the deadline is extended by the Commission, the deadline will be August 20, 2013.

On January 18, 2013, ATXI filed a petition for interlocutory review of the ALJs' ruling finding that the petition was completely filed only as of January 7, 2013 and changing the deadline to reflect such. ATXI argues that it was not obligated to provide a complete list of landowners and that its project should be not delayed because of this oversight on its part.

As of the preparation of this memorandum, no responses to the petition for interlocutory review have been received. In accordance with Section 200.520 of the Commission's Rules of Practice, no advice or recommendation is made regarding the petition for interlocutory review. There is no deadline to act on a petition for interlocutory review; however, given the uncertainty surrounding the deadline, the remainder of the schedule for this matter remains in limbo. Therefore, a decision on this matter at the January 24, 2013 Bench Session would be greatly appreciated.

JDA