

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

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-) Docket No. 12-0598
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.)

**MOTION FOR LEAVE e-DOCKET *NUNC PRO TUNC* TO MARCH 27, 2013 THE
DIRECT TESTIMONY OF GEORGE ORIN ON BEHALF OF RURAL CLARK AND
EDGAR COUNTY CONCERNED CITIZENS**

Intervener, RURAL CLARK AND EDGAR COUNTY CONCERNED CITIZENS (“RCECCC”), by its attorney, William F. Moran, III, respectfully requests that an order be issued granting it leave to e-Docket *nunc pro tunc* to March 27, 2013, the Direct Testimony of George Orin on behalf of RCECCC. In support, RCECCC states as follows:

1. On March 14, 2013, RCECCC, was granted leave to intervene in this cause.
2. On Wednesday, March 27, 2013, the office of the undersigned counsel for RCECCC attempted to e-Docket the direct testimony of one of its members, George Orin, in support of its positions. Attached hereto as Exhibit A is a true and correct copy of an e-Docket File Upload Activity report which counsel’s assistant received, which she believed indicated that the testimony had been appropriately filed.
3. On April 11, 2013, Ameren Transmission Company of Illinois (“ATXI”) filed a motion to strike a portion of Mr. Orin’s testimony. In said motion, ATXI points out that the testimony has not been appropriately e-Docketed with the Commission.

4. Counsel for RCECCC has investigated this claim, and determined that the same is in fact true. As an e-Docket File Upload Activity Report was received on March 27, 2013, it is fairly clear that counsel's office did not complete the filing process by proceeding through Step #4 listed on the bottom right-hand column of the report. Counsel accepts full responsibility for this happenstance, but would urge that the same was not intentional or malicious, but simply the result of a clerical error.

5. As the direct testimony of Mr. Orin was timely served on all of the parties to this proceeding, two days prior to the deadline for intervener direct testimony on Friday, March 29, 2013, no party should be surprised by the testimony of Mr. Orin, or prejudiced by the e-Docketing of the same *nunc pro tunc* to March 27, 2013, when the original attempt to file the same was made.

6. The direct testimony of Mr. Orin will be filed contemporaneously with this motion.

7. Counsel for RCECCC has communicated about the subject matter of this motion with Mr. Albert D. Sturtevant, one of the attorneys for AXTI in this cause. Mr. Sturtevant has indicated that AXTI will not have an objection to this motion, and has authorized the undersigned to make this representation in the body of the motion.

WHEREFORE, Intervener, RCECCC, would request that an order be issued granting it leave to e-Docket *nunc pro tunc* to March 27, 2013, the Direct Testimony of George Orin on its behalf, and for any and all further relief which is just and equitable in this situation.

Respectfully submitted,

RCECCC, Intervener

By: /s/William F. Moran, III
Its attorney

STATE OF ILLINOIS)
)
COUNTY OF SANGAMON) SS

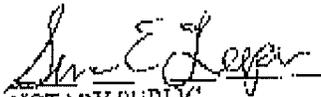
VERIFICATION

William F. Moran, III, being first duly sworn, deposes and states that he is an attorney licensed and in good standing to practice law in the State of Illinois, that he is the attorney for Intervener, RCECCC, and that he is duly authorized to execute this motion on behalf of his client; and further that he has read the above motion, has knowledge of the facts stated therein, and states that the matters set forth therein are true in substance and in fact.



William F. Moran, III

Sworn and Subscribed to before
me this 15th day of April, 2013.



NOTARY PUBLIC



COUNSEL FOR INTERVENER:

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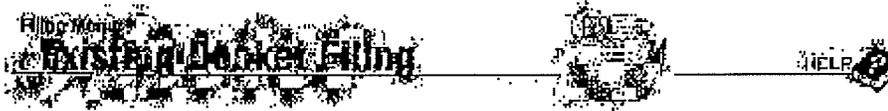
CERTIFICATE OF SERVICE

I, William F. Moran, III, Counsel for Intervener, hereby certify that on April 15, 2013, I caused a copy of the foregoing **MOTION FOR LEAVE TO e-DOCKET *NUNC PRO TUNC* TO MARCH 27, 2013 THE DIRECT TESTIMONY OF GEORGE ORIN ON BEHALF OF RURAL CLARK AND EDGAR COUNTY ONCERNED CITIZENS** to be served by electronic mail to the individuals on the Commission's Service List for Docket No. 12-0598.

/s/ William F. Moran, III
Counsel for Intervener

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Illinois Commerce Commission

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William F. Moran, III
Username: bmoran

Document

Testimony
File No. 1

Time Received

March 27, 2013 12:42PM

File Description

Direct Testimony of George Orin on Behalf of Rural Clark and Edgar County Concerned Citizens

Cases Affected

12-0598

Files Uploaded

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