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BEFORE THE

ILLINOIS COMMERCE COMMISSION

AMEREN ILLINOIS COMPANY )  
d/b/a Ameren Illinois, Petitioner ) Docket No.  
Rate MAP-P Modernization Action Plan - ) 13-0301  
Pricing Annual Update Filing )

Monday, September 16, 2013  
Springfield, Illinois

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

JOHN D. ALBERS, Administrative Law Judge  
STEPHEN YODER, Administrative Law Judge

APPEARANCES:

Edward C. Fitzhenry  
Eric E. Dearmont  
Ameren Services Company  
1901 Chouteau Avenue  
St. Louis, Missouri 63103

(Appearing on behalf of Petitioner)

Albert D. Sturtevant  
Christopher Kennedy  
Hanna Conger  
Whitt Sturtevant LLP  
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Chicago, Illinois 60601

(Appearing on behalf of Petitioner)

1 APPEARANCES (cont'd)

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7 Chicago, Illinois 60601

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12 Springfield, Illinois 62701

13 (Appearing on behalf of staff of the  
14 Illinois Commerce Commission)

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17 Assistant Attorney General  
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22 (Appearing on behalf of the Office of  
23 the Attorney General)

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(Appearing on behalf of the Illinois  
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Citizens Utility Board  
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(Appearing on behalf of the Citizens  
Utility Board)

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1		I N D E X	
	WITNESS	DIRECT	CROSS
2	ROBERT MILL		
	Mr. Fitzhenry	11	
3	Mr. Olivero		13
	Ms. Satter		18
4	JACQUELINE VOILES		
5	Mr. Dearmont	29, 53	
	Ms. Swan		32
6	DAVID A. HEINTZ		
7	Ms. Conger	57	
	Mr. Doshi		58
8	THOMAS B. KENNEDY, III		
9	Mr. Kennedy	78	
	Ms. Satter		82

11  
 12 E X H I B I T S

12	EXHIBIT	DESCRIPTION	IDENTIFIED	ADMITTED
13	Am. Ex. 6.0	Kennedy Testimony	79	131
	Am. Ex. 6.1	Attachments	79	131
14	Am. Ex. 6.2R	Attachments	79	131
	Am. Ex. 6.3R	Attachments	79	131
15	Am. Ex. 14.0	Kennedy Testimony	80	131
	Am. Ex. 14.1	Kennedy Testimony	80	131
16	Am. Ex. 14.2	Kennedy Testimony	80	131
	Am. Ex. 14.3	Kennedy Testimony	80	131
17	Am. Ex. 14.4	Kennedy Testimony	80	131
	Am. Ex. 14.5	Kennedy Testimony	80	131
18	Am. Ex. 15.0	Heintz Testimony	57	78
	Am. Ex. 16.0	Voiles Testimony	29	56
19	Am. Ex. 16.1	Schedule	29	56
	Am. Ex. 17.0	Mill Testimony	11	28
20	Am. Ex. 23	Heintz Testimony	57	78
	Am. Ex. 24.1R	Kennedy Testimony	80	131
21	Am. Ex. 24.2R	Kennedy Testimony	80	131
	Am. Ex. 24.3R	Kennedy Testimony	80	131
22	Am. Ex. 24.4	Kennedy Testimony	81	131
	Am. Ex. 24.5	Kennedy Testimony	81	131
23	Am. Ex. 24.6R	Kennedy Testimony	81	131
	Am. Ex. 25.0	Mill Testimony	12	28
24	Am. Ex. 26.0	Voiles Testimony	30	56

	E X H I B I T S(Cont'd)			
	EXHIBIT	DESCRIPTION	IDENTIFIED	ADMITTED
1				
2	ICC Staff Cross Ex. 2	Cross Transcript	33	50
	ICC Staff Cross Ex. 3	Am. Data Request	38	
3	AG Cross Ex. 1	Schedule C-21	93	
	AG Cross Ex. 2	Schedule C-8	95	
4	AG Cross Ex. 35.09	Response	114	132
	AG Cross Ex. 45.09	Supp. Response	114	132
5	IECC Ex. 1.0	Gorman Testimony	130	130
	IECC Ex. 1.1	Gorman Ex. 1	130	130
6	IECC Ex. 2.0	Gorman Affidavit	130	130

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PROCEEDING

JUDGE ALBERS: By the authority vested in me by the Illinois Commerce Commission, I now call Docket 13-0301. This docket concerns Ameren Illinois Rate MAP-P Modernization Action Plan - Annual Update Filing for that. May I have the appearances for the record, please.

MR. FITZHENRY: On behalf of Ameren Illinois Company, my name is Edward Fitzhenry. I'm also entering the appearance of Eric Dearmont. Our address is 1901 Chouteau Avenue, St. Louis, Missouri 63103.

MR. STURTEVANT: Also appearing on behalf of the Ameren Illinois Company, Albert Sturtevant, Christopher Kennedy, and Hanna Conger of Whitt Sturtevant LLP, 180 North LaSalle Street, Suite 2001, Chicago, Illinois 60601. Phone number (312)251-3017.

MR. ALBERS: Is that Conger with a C or a K?

MR. STURTEVANT: Yes, C-o-n-g-e-r.

MS. SWAN: On behalf of the Staff of the Illinois Commerce Commission, Kimberly Swan, James Olivero, and Michael Lannon. Michael Lannon and Kim Swan's address is 160 North LaSalle Street, Suite

1 C-800, Chicago, Illinois 60601.

2 MR. OLIVERO: And my address is 527 East  
3 Capitol Avenue, Springfield, Illinois 62701.

4 MR. ROBERTSON: On behalf of the Illinois  
5 Industrial Energy Consumers, Eric Robertson, Lueders,  
6 Robertson & Konzen, P.O. Box 735, 1939 Delmar, Granite  
7 City, Illinois 62040.

8 MS. SATTER: Appearing on behalf of the  
9 People of the State of Illinois, Susan L. Satter and  
10 Sameer Doshi, 100 West Randolph Street, Chicago,  
11 Illinois 60601. And my apologies for the lateness.

12 JUDGE ALBERS: Thank you.

13 Mr. Soderna, did you want to enter  
14 an appearance?

15 MS. SODERNA: Yes, your Honor. Julie  
16 Soderna on behalf of the Citizens Utility Board, 309  
17 West Washington, Suite 800, Chicago, Illinois 60606,  
18 and also appearing on behalf of the Citizens Utility  
19 Board is Christie Hicks, H-i-c-k-s.

20 JUDGE ALBERS: Okay. Thank you.

21 MS. SODERNA: Thank you.

22 JUDGE ALBERS: Any others wishing to enter  
23 an appearance?

24 Let the record show no response.

1 separately the motion to consolidate pursuant to the  
2 schedule we put in last place last Friday. I think we  
3 can hold the schedule in abeyance and save you the  
4 trouble.

5 MR. FITZHENRY: That's correct.

6 MS. SATTER: That's correct.

7 JUDGE ALBERS: We'll do that then if  
8 there's no objections.

9 Okay. Any other preliminary matters  
10 then this morning?

11 I think we can go right into the  
12 schedule we've got laid out then. Today's list we've  
13 got Mr. Mill, Ms. Voiles, Mr. Heintz, and Mr. Kennedy.  
14 Are they all in the room? I'll go ahead and swear  
15 them all in at once.

16 (Oath given.)

17 JUDGE ALBERS: Thank you. Call your first  
18 witness.

19 MR. FITZHENRY: The Company calls Mr. Mill  
20 to the stand, please.

21 \* \* \* \* \*

22 ROBERT MILL,

23 having been duly sworn, was examined and testified as  
24 follows:

1 DIRECT EXAMINATION

2 QUESTIONS BY MR. FITZHENRY:

3 Q. Would you please state your name and  
4 business address for the record.

5 A. Yes. My name is Robert Mill, M-i-l-l, 6  
6 Executive Drive, Collinsville, Illinois 62234.

7 Q. Mr. Mill, on whose behalf are you employed?

8 A. Ameren Illinois Company.

9 Q. And what is your job title?

10 A. Senior Director Regulatory Policy and  
11 Rates.

12 Q. And, Mr. Mill, have you caused to be  
13 prepared for the submission into the record in this  
14 proceeding some testimonies?

15 A. Yes.

16 Q. I'm going to show you what's been  
17 previously marked for identification as Ameren Exhibit  
18 17.0 titled Rebuttal Testimony of Robert J. Mill and  
19 ask if that is your prepared rebuttal testimony?

20 A. It is.

21 Q. Was this prepared by you?

22 A. Yes.

23 Q. Do you have any corrections or changes to  
24 your rebuttal testimony?

1           A.    I do not.

2           Q.    Your testimony consists of 14 pages of  
3 questions and answers and Appendix A?

4           A.    Yes.

5           Q.    If I were to ask you the questions that are  
6 set forth in Ameren Exhibit 17.0, would you give the  
7 same answers today?

8           A.    I would.

9           Q.    Mr. Mill, now I turn your attention to  
10 another testimony that's been marked for  
11 identification as Ameren Exhibit 25.0 titled  
12 Surrebuttal Testimony of Robert J. Mill. Again ask if  
13 that is your surrebuttal testimony for admission into  
14 the record on this topic?

15          A.    It is.

16          Q.    I understand that an Errata was prepared  
17 and filed this past Friday. You're familiar with the  
18 changes in your testimony associated with that Errata?

19          A.    I am.

20          Q.    If I were to ask you the questions that  
21 were set forth in Ameren Exhibit 25.0 taking into  
22 account the Errata, would you give the same answers  
23 today?

24          A.    I would.

1           **Q.    And I guess this is prepared by you as**  
2 **well?**

3           A.    Yes.

4           MR. FITZHENRY:   Your Honor, at this point  
5 we move for the admission of Ameren Exhibits 17.0 and  
6 25.0 and tender Mr. Mill for examination.

7           JUDGE ALBERS:   Okay.  We'll hold off on the  
8 admission pending the cross exam.

9                           Is your microphone on?

10          THE WITNESS:   The green light is on.

11          JUDGE ALBERS:   Great.  Very good.  Thank  
12 you.

13          MS. SATTER:   May I just ask whether the  
14 Company has any printed copies of the Errata with  
15 them?

16          MR. FITZHENRY:   Yes.

17          MS. SATTER:   Thank you.

18          MR. FITZHENRY:   Right down there.

19          JUDGE YODER:   Staff, wish to go?

20          MR. OLIVERO:   Yes, your Honor.  Staff would  
21 proceed.

22                           CROSS-EXAMINATION

23          QUESTIONS BY MR. OLIVERO:

24           **Q.    Good morning, Mr. Mill, my name is Jim**

1 Olivero. On behalf of the Staff, I'd like to ask you  
2 a few questions, actually just about the formula rate  
3 template. In your rebuttal and surrebuttal testimony,  
4 you generally discuss the phrase performance-based  
5 formula rate structure or protocol. Do you recall  
6 that?

7 A. Yes.

8 Q. When you discuss the formula rate structure  
9 or protocol, do you mean the same thing as formula  
10 rate template?

11 A. Generally, yes.

12 Q. Okay. And are you generally familiar with  
13 the Ameren Exhibit 18.1 filed in this docket by Mr.  
14 Stafford?

15 A. Could you describe that exhibit for me?

16 Q. Sure. I believe it's a 30-page document  
17 that has the -- it's the Ameren Modernization Action  
18 Plan - Pricing Index of Spreadsheets in the  
19 Determination of the Annual Revenue Requirement  
20 Section.

21 A. That's -- it's -- I guess I would describe  
22 it as the surrebuttal formula template populated by  
23 Mr. Stafford.

24 Q. That's how you would describe it?

1           A.    Well, I'm not -- I'm trying to figure out  
2 what you're looking at here.

3           Q.    I'm not going to mark this as an exhibit  
4 because I don't really have any others, but --

5           MR. FITZHENRY:   Sure.

6           Q.    (BY MR. OLIVERO) but just so we're on the  
7 same page.

8           A.    Yeah, this -- that's what it is.

9           Q.    What you had described before as being the  
10 template populated with the information that Mr.  
11 Stafford provided is correct?

12          A.    Yes.

13          Q.    Okay.  Now, when you refer to the formula  
14 rate template in your testimony, would it be correct  
15 that you were referring to the format of the schedules  
16 filed in this case by Ameren Stafford as Exhibit 18.1  
17 which includes the schedules and the appendices?

18          A.    Yeah.  Generally, yes, and it would include  
19 all the formulae that involved in the -- in those  
20 schedules as well.

21          Q.    Okay.  So then for like what I just showed  
22 you on Ameren Exhibit 18.1, that would contain all of  
23 the documents such as the schedules and the  
24 appendices?

1           A.    Yes.

2           **Q.    Thank you.  And do you recall when the**  
3 **formula rate template, as you described it, was**  
4 **approved by the Commission?**

5           A.    The version Mr. Stafford is using was  
6 approved in early June, I believe.

7           **Q.    Was that the June 5th, 2013, date?**

8           A.    Yes.

9           **Q.    Okay.  And would you agree with me that the**  
10 **only schedules that are actually included in the rate**  
11 **modernization or MAP-P Modernization Action Plan**  
12 **Pricing Tariffs are Schedules FR A-1 and FR A-1 REC?**

13          A.    I would agree that those two schedules are  
14 in Rate MAP, M-A-P, for pricing, but all the other  
15 schedules and appendices are also referenced within  
16 the same tariff.

17          **Q.    Okay.  Just so I'm clear though, the actual**  
18 **schedules themselves are shown within the tariffs just**  
19 **on FR A-1 and FR A-1 REC, correct?**

20          A.    Yes.

21          **Q.    And would you also agree that any other**  
22 **schedules, appendices, and work papers 1 through 22**  
23 **are actually only listed in the Rate MAP-P Tariff as**  
24 **opposed to the actual format schedules such as the**

1 FR A-1 and FR A-1 REC?

2 A. Yes.

3 Q. Would you also agree with me that the  
4 Schedules FR A-1 and FR A-1 REC as set forth in the  
5 original tariff sheets for Rate MAP-P required data  
6 sources from various other formula rates, schedules,  
7 and appendices that are considered part of the  
8 authorized formulaic rate template, correct?

9 A. Yes.

10 MR. OLIVERO: Your Honor, at this time  
11 Staff and Company would agree to admit ICC Staff Cross  
12 Exhibit No. 1, which is the Data Request Response to  
13 TEE 13.04 filed by Mr. Mill on August 8th, 2013.

14 Q. (BY MR. OLIVERO) Actually, Mr. Mill, just  
15 to follow up, would you also agree that the work  
16 papers 1 through 22 are also relied upon for the  
17 information that feeds into the formula rates,  
18 schedules, and appendices?

19 A. Yes.

20 Q. I would just like to refer you to your  
21 rebuttal testimony Ameren Exhibit 17.0 page 8 lines  
22 167 and 170. Are you there?

23 A. Yes.

24 Q. You recommend that the Commission include a

1 populated formula template in the appendices to the  
2 final order. Can you identify what specific documents  
3 would be included in that populated formula template?

4 A. Yes, at a minimum, I believe the schedules  
5 -- all of the schedules and the supporting appendices  
6 could be included.

7 Q. Okay. You sound like you're not exactly  
8 sure there when you say "could." Are those the ones  
9 that you would expect?

10 A. Yeah, I -- that would be -- that would be  
11 my recommendation.

12 MR. OLIVERO: That's all the questions I  
13 had of Mr. Mill. Thank you.

14 JUDGE ALBERS: Ms. Satter.

15 MS. SATTER: Thank you.

16 CROSS-EXAMINATION

17 QUESTIONS BY MS. SATTER:

18 Q. Good morning, Mr. Mill.

19 A. Good morning.

20 Q. I've just got a few questions for you. Do  
21 you agree that the formula reflects how the FERC form  
22 inputs should be accounted for in determining your  
23 revenue requirement?

24 A. Do you have a reference to my testimony?