

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

AMEREN TRANSMISSION COMPANY OF)
ILLINOIS)
) Case No. 15-0237
Petition for an Order Pursuant to Section 8-509)
of the Public Utilities Act Authorizing Use of Eminent)
Domain Power)

**RESPONSE TO AMEREN TRANSMISSION COMPANY OF ILLINOIS' FIRST SET OF
DATA REQUESTS TO MR. CURTIS CORZINE AND/OR GABRIEL FARMS**

ATXI-Corzine 1.04 Admit that the "appraisal information" referenced at line 204 of your testimony that You provided to ATXI does not contain the entire document provided to You by Your appraiser. If You so admit, provide a full and complete copy of the Document provided to You by Your appraiser.

RESPONSE: Mr. Corzine objects to this Data Request as it does not comport with the Special Requirements of Illinois Supreme Court Rule 216(g).

Moreover, the appraiser retained by Mr. Corzine was so retained in anticipation of litigation and preparation for these proceedings. The appraiser is not to be called at the proceedings. Therefore, the appraiser's opinions and work product are not discoverable pursuant to Illinois Supreme Court Rule and 83 Il. Admin. Code 200.610.

Subject to and without waiving said objection, Mr. Corzine admits that the appraisal information provided to ATXI was not a complete appraisal. As part of good-faith settlement negotiations, Mr. Corzine provided what he could. Attorneys for Mr. Corzine have requested a finalized copy of the Document from the appraiser, but a completed and finalized appraisal has not been accepted.

OFFICIAL FILE

ILL. C. C. DOCKET NO. 15-0237

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Exhibit No. ATXI-Corzine
Stipulated Cross Ex. 1.0 Public

Date 4-27-15 Deposited Altair

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ATXI-Corzine 1.07 Referring to line 173 of Your testimony, where You admit that you have secured an appraisal, admit that You have not provided that appraisal to ATXI or its representatives.

RESPONSE: Mr. Corzine objects to this Data Request as it does not comport with the Special Requirements of Illinois Supreme Court Rule 216(g).

Moreover, the appraiser retained by Mr. Corzine was so retained in anticipation of litigation and preparation for these proceedings. The appraiser is not to be called at the proceedings. Therefore, the appraiser's opinions and work product are not discoverable pursuant to Illinois Supreme Court Rule and 83 Il. Admin. Code 200.610.

Subject to and without waiving said objection, Mr. Corzine admits that he has not provided an appraisal to ATXI or its representative. As part of good-faith settlement negotiations, Mr. Corzine provided what he could. Attorneys for Mr. Corzine have requested a finalized copy of the Document from the appraiser, but a completed and finalized appraisal has not been accepted.

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ATXI-Corzine 1.08 Provide all Documents related to any appraisal conducted of your property by Briggs Appraisal Associates.

RESPONSE: The appraiser retained by Mr. Corzine was so retained in anticipation of litigation and preparation for these proceedings. The appraiser is not to be called at the proceedings. Therefore, the appraiser's opinions and work product and related documents are not discoverable pursuant to Illinois Supreme Court Rule and 83 Il. Admin. Code 200.610.

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ATXI-Corzine 1.09 Provide a copy of all Documents provided by You to Briggs Appraisal Associates.

RESPONSE: The appraiser retained by Mr. Corzine was so retained in anticipation of litigation and preparation for these proceedings. The appraiser is not to be called at the proceedings. Therefore, the appraiser's opinions and work product are not discoverable pursuant to Illinois Supreme Court Rule and 83 Il. Admin. Code 200.610. Moreover, any documents provided to the appraiser were so provided in confidence for preparation for litigation and these proceedings and are also privileged.

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ATXI-Corzine 1.10 Provide a copy of all Documents provided to You by Briggs Appraisal Associates.

RESPONSE: The appraiser retained by Mr. Corzine was so retained in anticipation of litigation and preparation for these proceedings. The appraiser is not to be called at the proceedings. Therefore, the appraiser's opinions and work product are not discoverable pursuant to Illinois Supreme Court Rule and 83 Il. Admin. Code 200.610.

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ATXI-Corzine 1.14 Admit that You and ATXI are currently several hundred thousand dollars
apart with respect to compensation.

RESPONSE: Mr. Corzine objects to this Data Request as it does not comport with
the Special Requirements of Illinois Supreme Court Rule 216(g).

Subject to and without waiving said objection, Mr. Corzine admits
that he has made an offer to ATXI, and ATXI has made no
counteroffers. As a result, the parties remain over _____ apart. A
majority of the difference is in land valuation.

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ATXI-Corzine 1.15 Please provide all Documentation relied upon to substantiate Your claim that ATXI should pay for additional damage to the remainder.

RESPONSE: Mr. Corzine relied upon his personal knowledge of his property to determine that the easement's placement on his property would have effects on the portions of his property outside of the easement including the portion between U.S. Route 51 and the proposed transmission line route. The damages included an approximate calculation of the loss of yield due to the inability use aerial application of chemicals. Additionally, Mr Corzine believes that it will affect his ability to commercially develop that same portion of the property. Mr. Corzine has no documents to independently substantiate this claim at this time.

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ATXI-Corzine 1.16 Admit that if the parties could agree on the appropriate amount of compensation that You would agree to sign the easement documents.

RESPONSE: Mr. Corzine objects to this Data Request as it does not comport with the Special Requirements of Illinois Supreme Court Rule 216(g).

Subject to and without waiving said objection, Mr. Corzine admits that if the parties could reach a mutually agreeable amount of compensation, he would sign the easement documents subject to final review of the easement related documents.

	A	B	C	D	E
1	<u>Date</u>	<u>Author</u>	<u>Recipients</u>	<u>Description of Document</u>	<u>Privilege Asserted</u>
2	18-Mar-15	Paul Reither at Briggs Appraisal Associates	Herman G. Bodewes	Draft Appraisal	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
3	24-Mar-15	Jason E. Brokaw	Paul Reither at Briggs Appraisal Assoc	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
4	24-Mar-15	Paul Reither at Briggs Appraisal Associates	Jason E. Brokaw	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
5	26-Mar-15	Herman G. Bodewes	Paul Reither at Briggs Appraisal Assoc	Correspondence	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
6	26-Mar-15	Jason E. Brokaw	Paul Reither at Briggs Appraisal Assoc	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
7	29-Mar-15	Paul Reither at Briggs Appraisal Associates	Jason E. Brokaw	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
8	29-Mar-15	Paul Reither at Briggs Appraisal Associates	Jason E. Brokaw	Supplement to Appraisal	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
9	20-Apr-15	Jason E. Brokaw	Paul Reither at Briggs Appraisal Assoc	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
10	21-Apr-15	Jason E. Brokaw	Paul Reither at Briggs Appraisal Assoc	Email	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)

	A	B	C	D	E
11	24-Apr-15	Paul Reither at Briggs Appraisal Associates	Herman G. Bodewes	Second Draft Appraisal	Consultant Work Product See Illinois Supreme Court Rule 201(b)(3)
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