



1 APPEARANCES: (Cont'd)

2 MS. LESLIE PUGH  
3 527 East Capitol Avenue  
4 Springfield, Illinois 62701

5 (Appearing on behalf of the Staff of the  
6 Accounting Department, Financial  
7 Analysis Division, Illinois Commerce  
8 Commission)

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I N D E X

<u>WITNESSES</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>
<u>RECROSS</u>			

LEONARD MANS

By Ms. Knowles 17 (CIPS)

By Ms. Knowles 27 (UE)

DONALD L. RICHARDSON

By Ms. Knowles 21 (CIPS)

By Ms. Knowles 31 (UE)

LESLIE PUGH 26 (CIPS)

By Judge Jones 32 (UE)

EXHIBITSMARKEDADMITTED

CIPS 1

19

CIPS 2

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CIPS 3 &amp; 4

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CIPS 5

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Staff 1 (CIPS)

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UE 1

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UE 2

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UE 34, 5

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Staff 1 (UE)

33/34



1 JUDGE JONES: Okay. Thank you.

2 Commission Staff.

3 MS. PUGH: My name is Leslie Pugh. I'm  
4 appearing on behalf of the Accounting Department of  
5 the Financial Analysis Division of the Illinois  
6 Commerce Commission. My business address is 527  
7 East Capitol Avenue, Springfield, Illinois 62701.  
8 My business phone is 217/785-5442.

9 JUDGE JONES: Thank you.

10 Are there any other appearances? Let the  
11 record show there are not.

12 Today's hearing is part of a schedule that was  
13 put in place previously in this docket. Since that  
14 time there have been some testimony filings, etc.

15 At this time, for purposes of briefly going  
16 over the agenda for today's hearing and related  
17 purposes, we hereby go off the record.

18 (Whereupon at this point in the  
19 proceedings an  
20 off-the-record  
21 discussion transpired.)

22 JUDGE JONES: Back on the record.

1           There was an off-the-record discussion for the  
2 purposes indicated.

3           There are two Company witnesses and one Staff  
4 witness who will be offering testimony. It's all  
5 been prefiled. I believe all the prefiled testimony  
6 is going to be offered into the record as filed  
7 electronically, so there will be no hard copies of  
8 any of the testimony or attachments to be marked by  
9 the Court Reporter. We will identify what's being  
10 offered in just a minute.

11           There were some affidavits provided, but the  
12 witnesses are all available either in person or by  
13 phone, so the witnesses will simply be taking the  
14 stand and identifying their testimony basically,  
15 plus I believe there are a couple clarifying  
16 questions for one of the two Company witnesses at  
17 the time that witness is called.

18           So with that, I think we're ready to proceed  
19 with the Company witnesses.

20           I should note for the record that Ameren  
21 through counsel is participating by telephone.

22           All right. Ms. Knowles, who is the Company's

1 first witness?

2 MS. KNOWLES: The Company calls Leonard Mans.

3 JUDGE JONES: All right. Mr. Mans, please  
4 raise your right hand to be sworn as a witness.

5 (Whereupon the witness was sworn  
6 by Judge Woods.)

7 JUDGE JONES: And Mr. Mans is testifying by  
8 telephone.

9 LEONARD MANS  
10 called as a witness on behalf of the Respondent,  
11 having been first duly sworn, was examined and  
12 testified as follows:

13 DIRECT EXAMINATION

14 BY MS. KNOWLES:

15 Q. Mr. Mans, let me show you what has been  
16 previously marked CIPS Exhibit 1 and ask -- which  
17 consists of six pages of testimony with two attached  
18 schedules that have been denominated Schedule A and  
19 Schedule B and ask if you have caused to be prepared  
20 and filed in this matter the testimony that I'm  
21 showing to you today?

22 THE WITNESS:

1 A. Yes.

2 Q. And if I asked you those questions today on the  
3 record, would your responses be the same?

4 A. Yes.

5 MS. KNOWLES: The Company offers into evidence  
6 CIPS Exhibit 1 consisting of the Direct Testimony of  
7 Leonard Mans along with attached schedules.

8 JUDGE JONES: All right. And that is in the  
9 CIPS docket. Correct?

10 MS. KNOWLES: Yes.

11 JUDGE JONES: All right. Any objection to  
12 that?

13 MS. PUGH: No.

14 JUDGE JONES: Okay. There is none. That  
15 request is granted. For the record, Mr. Mans's  
16 direct testimony was identified as Exhibit 1. It  
17 contains Schedules A and B attached to it. The  
18 filing date for that electronic filing was July 9th,  
19 at least up to file number 11, and then the balance  
20 of Schedule B consisting of five more numbered files  
21 was shown as filed on July 11th. So that exhibit  
22 with the attachments is part of the evidentiary

1 record as filed electronically in this matter.

2 (Whereupon CIPS Exhibit 1 was received  
3 into evidence.)

4 MS. KNOWLES:

5 Q. Mr. Mans, let me show you what has been  
6 previously marked in this matter as CIPS Exhibit 5  
7 and denominated as Rebuttal Testimony of Leonard  
8 Mans along with an attached schedule and ask if you  
9 recognize that testimony?

10 A. Yes, I do.

11 Q. Did you cause to be prepared and filed in this  
12 matter, Docket Number 01-0378, this rebuttal  
13 testimony?

14 A. Yes.

15 Q. And if I asked you those same questions today,  
16 would your answers be the same as when you prepared  
17 and filed your prefiled testimony?

18 A. Yes, it would be.

19 MS. KNOWLES: The Company offers the Rebuttal  
20 Testimony of Leonard Mans, CIPS Exhibit 5, into  
21 evidence.

22 JUDGE JONES: Okay. Thank you.

1 Any objection?

2 MS. PUGH: No.

3 JUDGE JONES: All right. There is no  
4 objection. The request to admit Mr. Mans's rebuttal  
5 testimony consisting of Exhibit 5 and Schedule 1 is  
6 granted. That testimony was filed electronically on  
7 October the 19th. It is being admitted as filed  
8 electronically.

9 (Whereupon CIPS Exhibit 5 was  
10 received into evidence.)

11 Is Exhibit 4 being offered too?

12 MS. KNOWLES: Yes. I'd like to offer also  
13 Exhibit 4 and Exhibit 3. CIPS Exhibit 3 is the  
14 publication certificates. CIPS Exhibit 4 are  
15 responses to data requests that were served by the  
16 Staff.

17 JUDGE JONES: It's my understanding that Staff  
18 has no objection to any of the Company exhibits that  
19 are going to be offered. Is that right?

20 MS. PUGH: Right.

21 JUDGE JONES: All right. So Exhibit Number 4  
22 filed on October the 19th and Exhibit 3 filed on

1 August the 21st are admitted into the evidentiary  
2 record.

3 (Whereupon CIPS Exhibits 3  
4 and 4 were received into  
5 evidence.)

6 (Witness excused.)

7 MS. KNOWLES: At this time CIPS would like to  
8 call its next witness, Mr. Donald Richardson.

9 JUDGE JONES: Okay. Mr. Richardson, please  
10 raise your right hand to be sworn.

11 I should note that Mr. Mans and Mr. Richardson  
12 are testifying by phone.

13 (Whereupon the witness was sworn by  
14 Judge Jones.)

15 JUDGE JONES: Thank you.

16 DONALD L. RICHARDSON  
17 called as a witness on behalf of the Respondent,  
18 having been first duly sworn, was examined and  
19 testified as follows:

20 DIRECT EXAMINATION

21 BY MS. KNOWLES:

22 Q. Mr. Richardson, let me hand you what has been

1           previously marked as CIPS Exhibit 2 and denominated  
2           the Direct Testimony of Donald Richardson, which  
3           consists of approximately 15 pages. Do you  
4           recognize that testimony, Mr. Richardson?

5           A.     Yes.

6           Q.     And if I asked you those same questions today  
7           on the record, would your responses be the same?

8           A.     Yes.

9           Q.     Let me follow up on a couple of items. Turning  
10          your attention to page 8 of your direct testimony,  
11          has the Company prepared a projected timeline for  
12          remediation activities at the CIPS and GP sites?

13          A.     Yes.

14          Q.     Okay. And in your testimony did you prepare a  
15          chart that sets forth that projected timeline?

16          A.     Yes.

17          Q.     Could you please elaborate for the purposes of  
18          the record what that chart is meant to depict?

19          A.     The chart is our attempt to give our best  
20          estimate of one year of investigating a site and  
21          then the next year to complete a cleanup on that  
22          site.

1 Q. Okay. So for the purposes of the record, the  
2 chart has three columns. The first column is Year,  
3 the second column is the Cleanups, and the third  
4 column has the heading called Investigations and  
5 Designs. The year would indicate the year in which  
6 the remediation is scheduled to be completed along  
7 with the year that the investigation of another site  
8 is scheduled to occur. Is that correct?

9 A. That's correct.

10 Q. And then turning your attention to page 10,  
11 there is a -- in reference to the nature of the  
12 involvement of IEPA and the Company when  
13 environmental remediations are investigated and  
14 completed, there's a rather inartful phrase of the  
15 IEPA is kept fully involved. Do you see that, that  
16 testimony on page 10?

17 A. Yes.

18 Q. Okay. What is meant by -- could you please  
19 describe for the record the level of involvement  
20 that the Company -- the interaction the Company has  
21 with IEPA?

22 A. When we develop plans to investigate a site, we

1 contact the EPA initially, have a meeting, discuss  
2 the site. Then it's followed up with written work  
3 plans as far as our investigation for their comment  
4 and approval, and then when a site is started for  
5 investigation -- I'm sorry -- for a cleanup, plans  
6 are submitted to the EPA, written plans, which are  
7 then commented on by the Illinois EPA and approved,  
8 and then during a cleanup process the EPA is  
9 informed of all progress at the site along with  
10 their own site visits. At the completion of a  
11 cleanup the Company submits a closure plan to the  
12 EPA for their approval.

13 Q. Does IEPA approve every major phase of the  
14 cleanup process?

15 A. Yes.

16 MS. KNOWLES: No further questions.

17 The Company offers into evidence the Direct  
18 Testimony of Donald Richardson previously marked as  
19 CIPS Exhibit 2.

20 JUDGE JONES: Okay. The Direct Testimony of  
21 Mr. Richardson identified as Exhibit 2 and filed  
22 electronically on July 9, 2001, is admitted into the

1           evidentiary record as filed by electronic means.

2                           (Whereupon CIPs Exhibit 2 was received  
3                           into evidence.)

4           JUDGE JONES: All right. I guess there's a  
5           couple of different ways to go here, but if you want  
6           to go ahead and -- well, I'll tell you what. I  
7           guess we could just go ahead and do the CIPS Staff  
8           witness and then just kind of keep it batched that  
9           way, so please stand and raise your right hand to be  
10          sworn.

11                           (Whereupon the witness was sworn by  
12                           Judge Jones.)

13          JUDGE JONES: All right. At this time if you  
14          would identify yourself and identify any testimony  
15          that you are offering, please do so.

16                           LESLIE PUGH  
17          called as a witness on behalf of the Staff of the  
18          Illinois Commerce Commission, having been first duly  
19          sworn, testified in the narrative as follows:

20                           THE WITNESS: I am an accountant in the  
21          Financial Analysis Division of the Illinois Commerce  
22          Commission.

1           I'm presenting ICC Staff Exhibit 1 entitled  
2 Direct Testimony of Leslie Pugh which was filed on  
3 e-Docket on September 28, 2001. It consists of  
4 eight pages of written testimony and one three-page  
5 schedule.

6           If I were asked the same questions today, the  
7 answer would be the same. I have no changes,  
8 additions, or modifications of this exhibit.

9           I am offering ICC Staff Exhibit 1 for  
10 admittance into the record into this proceeding.

11           JUDGE JONES: And your name is Leslie Pugh. Is  
12 that correct?

13           THE WITNESS: Yes.

14           JUDGE JONES: Okay. Thank you.

15           Any objections?

16           MS. KNOWLES: No objection.

17           JUDGE JONES: Let the record show that ICC  
18 Staff Exhibit Number 1 sponsored by Ms. Pugh is  
19 admitted into the evidentiary record as filed  
20 electronically on September 28, 2001.

21                           (Whereupon ICC Staff Exhibit 1 was  
22                           received into evidence.)

1 I think that concludes the evidence in 0378.

2 We'll proceed with 01-0381. Since it's all one  
3 hearing, the witnesses are already sworn, so we  
4 won't worry about that again, and we'll proceed at  
5 this time.

6 MS. KNOWLES: Okay. The Company calls to the  
7 stand Mr. Leonard Mans.

8 LEONARD MANS  
9 called as a witness on behalf of the Respondent,  
10 having been first duly sworn, was examined and  
11 testified as follows:

12 DIRECT EXAMINATION

13 BY MS. KNOWLES:

14 Q. Mr. Mans, let me show you what has been  
15 previously marked as UE Exhibit 1 which consists of  
16 six pages of testimony along with a Schedule A with  
17 a series of attachments and I ask you do you  
18 recognize that testimony?

19 THE WITNESS:

20 A. Yes.

21 Q. Did you cause to be prepared and filed in this  
22 docket, Docket Number 01-0381, the Direct Testimony

1 of Leonard Mans, including the schedule of  
2 attachments?

3 A. Yes.

4 Q. And if I asked you those -- if I asked you the  
5 same questions today on the record, would your  
6 responses be the same?

7 A. Yes.

8 MS. KNOWLES: The Company offers into evidence  
9 UE Exhibit 1 consisting of the Direct Testimony of  
10 Leonard Mans.

11 JUDGE JONES: All right. And that would be  
12 inclusive of Schedules A and B. Is that right?

13 MS. KNOWLES: That's correct.

14 JUDGE JONES: Let the record show that the  
15 Direct Testimony of Mr. Mans identified as Exhibit 1  
16 and including Schedules A and B is admitted into the  
17 evidentiary record as filed electronically on July  
18 9, 2001.

19 (Whereupon UE Exhibit 1 was received  
20 into evidence.)

21 MS. KNOWLES:

22 Q. And, Mr. Mans, let me show you what has been

1 previously marked and filed in this docket, Docket  
2 Number 01-0381, and denominated the Rebuttal  
3 Testimony of Leonard Mans along with attached  
4 schedules and ask if you recognize that testimony?

5 A. Yes.

6 Q. Okay. Did you cause to be prepared and filed  
7 in this matter the Rebuttal Testimony of Leonard  
8 Mans consisting of two pages along with attached  
9 schedules?

10 A. Yes.

11 Q. Okay. And if I asked you on the record today  
12 the exact same questions, would your responses be  
13 the same?

14 A. Yes.

15 MS. KNOWLES: Okay. The Company offers into  
16 evidence Union Electric Company Exhibit 5 called the  
17 Rebuttal Testimony of Leonard Mans along with an  
18 attachments, and it also offers into evidence UE  
19 Exhibit 3 which are the publication certificates and  
20 UE Exhibit 4 which are data requests which have been  
21 previously filed electronically in this docket.

22 JUDGE JONES: Thank you. Let the record show

1           that request is granted. Accordingly, UE Exhibit 5,  
2           which is Mr. Mans's rebuttal testimony, is admitted  
3           into the evidentiary record. It was filed on  
4           October the 19th. It includes his rebuttal  
5           testimony as well as Schedules 1, 2, and 3. Also,  
6           Exhibit 4 is admitted into the evidentiary record as  
7           filed on October the 19th. Also, Exhibit 3 is  
8           admitted as filed electronically on August the 6th.

9                           (Whereupon UE Exhibits 3, 4, and 5  
10                          were received into  
11                          evidence.)

12           MS. KNOWLES: Then for its final witness the  
13           Company calls Donald Richardson.

14                           DONALD RICHARDSON

15           called as a witness on behalf of the Respondent,  
16           having been first duly sworn, was examined and  
17           testified as follows:

18                           DIRECT EXAMINATION

19                           BY MS. KNOWLES:

20           Q. Mr. Richardson, let me hand you what has been  
21           previously marked in this matter as UE Exhibit 2 and  
22           denominated the Direct Testimony of Donald

1 Richardson. It consists of ten pages of testimony,  
2 and I ask if you recognize that material?

3 THE WITNESS:

4 A. Yes, I do.

5 Q. And did you cause to be prepared and filed in  
6 this docket, Docket Number 01-0381, the Direct  
7 Testimony of Donald Richardson?

8 A. Yes.

9 Q. And if I asked you today on the record the  
10 exact same questions, would your responses be the  
11 same?

12 A. Yes.

13 MS. KNOWLES: The Company offers into evidence  
14 the Direct Testimony of Donald Richardson, UE  
15 Exhibit 2.

16 JUDGE JONES: Let the record show that that  
17 request is granted. UE Exhibit Number 2 is admitted  
18 into the evidentiary record. It consists of the  
19 testimony of Donald L. Richardson filed on July 9,  
20 2001. There is also an attachment to that  
21 identified in the e-Docket system as Exhibits - Item  
22 2 filed on that same date. That will be deemed part

1 of that exhibit.

2 (Whereupon UE Exhibit 2 was received  
3 into evidence.)

4 JUDGE JONES: All right. Thank you.

5 I think that covers the UE testimony, so we  
6 have one last witness.

7 LESLIE PUGH

8 called as a witness on behalf of the Staff of the  
9 Illinois Commerce Commission, having been first duly  
10 sworn, was examined and testified as follows:

11 EXAMINATION

12 BY JUDGE JONES:

13 Q. Please state your name, please.

14 THE WITNESS:

15 A. My name is Leslie Pugh. I'm an -- do you want  
16 me to continue?

17 Q. You don't need to say anything more in terms of  
18 identifying yourself.

19 You are sponsoring some testimony at this time.  
20 Is that correct?

21 A. Yes.

22 Q. Please identify that for us.

1           A.     I am presenting ICC Staff Exhibit 1 entitled  
2           Direct Testimony of Leslie Pugh which was filed on  
3           e-Docket on September 28, 2001.  It consists of  
4           seven pages of written testimony and one schedule.  
5           If I were asked the same questions today, the  
6           answers would be the same.  I have no changes,  
7           additions, or modifications of this exhibit.

8                     I am offering ICC Staff Exhibit 1 for  
9           admittance into the record in this proceeding.

10                    JUDGE JONES:  Thank you.

11                    Staff Exhibit 1 consisting of the Direct  
12           Testimony of Ms. Pugh is admitted into the  
13           evidentiary record in this case as filed  
14           electronically on September the 28th, 2001.

15                             (Whereupon Staff Exhibit 1 was  
16                             received into evidence.)

17                    JUDGE JONES:  All right.  Lastly, during the  
18           off-the-record discussion there was also some brief  
19           conversation regarding the submission of suggested  
20           orders in these proceedings.  I believe the Staff  
21           and Company have worked out a schedule.  I'll just  
22           read the final date of that schedule into the

1 record. If the parties believe that the other dates  
2 should be added, we can do that.

3 In any event, the Company will be filing with  
4 the Commission a suggested order in these dockets on  
5 January the 4th, 2002. The official filing may be  
6 made by regular mail or electronically. That would  
7 be the Company's call on that. A copy of that  
8 should be served electronically on Staff and on me,  
9 and the copy that is served on me should be in Word.

10 Okay. I think that's it. Any objection to  
11 that schedule?

12 MS. KNOWLES: No.

13 MS. PUGH: No.

14 JUDGE JONES: Then that schedule is in place.

15 I believe that does it for these two dockets  
16 for today's hearing.

17 Do the parties have anything else for the  
18 record?

19 MS. PUGH: No.

20 MS. KNOWLES: No.

21 JUDGE JONES: All right. At this time then let  
22 the record show the hearing in these two dockets is

1 over. The records in these two dockets are hereby  
2 marked Heard and Taken.

3 HEARD AND TAKEN  
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