

**BEFORE THE
PUBLIC SERVICE COMMISSION OF WISCONSIN**

Joint Application of Wisconsin Electric Power Company and
Wisconsin Gas LLC for Authority to Adjust Electric, Natural
Gas, and Steam Rate

Docket No. 5-UR-110

**REQUEST OF CITIZENS UTILITY BOARD TO MODIFY THE SCHEDULING
ORDER**

In accordance with the Scheduling Order issued July 26, 2022 and pursuant to Wis. Admin. Code § PSC 2.04(1), the Citizens Utility Board (CUB) requests a modification of the schedule for Docket No. 5-UR-110 presented in Scheduling Order s. III. CUB is authorized to state that Applicants (Wisconsin Electric Power Company (WEPCO), and Wisconsin Gas LLC) and intervenors Clean Wisconsin, International Union of Operating Engineers (IUOE) Local 420, Milwaukee Metropolitan Sewerage District (MMSD), RENEW Wisconsin, Roundy's Supermarkets Inc. (Kroger), Walnut Way Conservation Corp, and Wisconsin Industrial Energy Group (WIEG) (collectively, Stipulating Parties) agree with this Request. (International Brotherhood of electrical Workers (IBEW) Local 2150 has neither accepted nor rejected the Request.)

Parties anticipate providing extensive testimony to build a robust record in this docket. The requested modification would provide for reasonable time periods before intervenor direct testimony is due and between each round of testimony, in line with previous WEC rate cases (Docket No. 5-UR-109 and Docket No. 6690-UR-126). In addition, the modified schedule would provide for a one-day interval between when testimony in this docket and in Docket No. 6690-UR-127 (*see* Schedule Order for Docket No. 6690-UR-127, PSC REF#:443988) are due.

The below table presents the schedule that CUB proposes and to which Stipulating Parties agree, along with the originally ordered schedule. Please note that CUB proposes date changes but no time changes.

Docket No. 5-UR-110 Event	Proposed	Ordered July 26, 2022
Offered Evidence Direct: Intervenor and Commission Staff	09/15/2022	09/02/2022 1:30 PM
Offered Evidence Rebuttal: Parties and Commission Staff	09/29/2022	09/12/2022 1:30 PM
Offered Evidence Surrebuttal: Parties and Commission Staff	10/13/2022	09/22/2022 1:30 PM
Offered Evidence Other: Errata Testimony and Replacement Exhibits	10/17/2022	09/26/2022 1:30 PM
Hearing: Party Session	10/19/2022	09/27/2022 10:00 AM
Transcript: Draft Transcript	10/21/2022	09/29/2022 4:30 PM
Offered Evidence Other: Exhibits Offered and Received at Hearing	10/24/2022	09/30/2022 1:30 PM
Offered Evidence Other: Revised Testimony	10/24/2022	09/30/2022 1:30 PM
Offered Evidence Other: Witness Verification Affidavits	10/24/2022	09/30/2022 1:30 PM
Hearing: Public Session	10/26/2022	10/04/2022 1:00 PM
Transcript: Proposed Corrections to Draft Transcript	10/26/2022	10/04/2022 1:30 PM
Hearing: Public Session	10/26/2022	10/04/2022 6:00 PM
Transcript: Objections to Proposed Corrections to Draft Transcript	10/28/2022	10/06/2022 1:30 PM
Brief: Initial Brief	10/28/2022	10/06/2022 1:30 PM
Brief: Reply Brief	11/07/2022	10/13/2022 1:30 PM

CUB offers the following additional support for this request:

- Customarily, parties are afforded an opportunity to provide input into a schedule, either informally or at a pre-hearing conference, but in this case the Scheduling Order was issued before parties had such an opportunity, as far as CUB can tell.

- Additional days to prepare direct, rebuttal, and surrebuttal would be consistent with past practices. Specifically, in 5-UR-109 and 6690-UR-126, the number of days between issuance of the scheduling orders, direct, rebuttal, and surrebuttal were 46, 25, and 17, respectively, while those intervals were compressed to 37, 10, and 10 days in the Scheduling Order.
- Because this docket and Docket No. 6690-UR-127 concern different companies, territories, customers, and service types and are qualitatively and quantitatively unique, a 24-hour gap in the testimony filing deadlines reasonably accommodates the preparation and filing of unique testimony.
- CUB's proposed schedule only adds a net total of 25 days to the originally ordered schedule. Thus the proposed schedule allows for a reasonable amount of time to build the record while still moving the docket forward expeditiously.

For the above-stated reasons, CUB respectfully request that the Commission modify the schedule in the above-referenced proceeding as proposed, and as agreed upon by all Stipulating Parties.

Dated this day, Monday, August 1, 2022.

Respectfully Submitted,

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By: /s/ Cara Coburn Faris
General Counsel for Citizens Utility Board