

September 16, 1980

Mr. D. Michael Hearst  
Public Service Commission  
P. O. Box 360  
Jefferson City, Missouri 65102

Re: Motion to Intervene in Case No. ER-80-190

Dear Mr. Hearst:

Enclosed you will find fourteen copies of our Motion to Intervene in the above mentioned hearing. We have mailed a copy of this Motion to Union Electric Company. We do intend to be at your formal hearing on October 2, 1980, in Jefferson City.

I must apologize for not filing this Motion to Intervene any earlier. I was not advised that such a Motion is necessary until today. I will formally make my appearance at the hearing on October 2.

Should you have any questions concerning this matter, please do not hesitate to contact me.

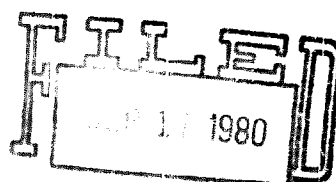
Very truly yours,

*Dennis F. Kay*  
Dennis F. Kay  
City Attorney

DFK:her

Encs.

CC - Edward J. Cadieux, Hearing Examiner  
Francis X. Duda, Attorney for Union Electric ✓



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MOTION TO INTERVENE

COMES NOW the City of University City, Missouri, a municipal corporation of the State of Missouri by and through its City Attorney, Dennis F. Kay, moves the Public Service Commission to allow the City of University City to intervene in the above matter. As grounds for its motion for intervention the realtor states as follows:

1. That Union Electric has put forth an unreasonable proposal to cease all responsibility for maintenance and upkeep of older fixtures in service in certain areas of University City, and that the City of University City cannot in fact maintain said fixtures.

2. That the Union Electric Company has only offered a limited number of alternative fixtures wherein such offer is arbitrary and capricious as many other lighting fixtures are available.

3. That Union Electric has arbitrarily and suddenly imposed a SEVEN HUNDRED DOLLAR (\$700.00) changeover charge per light, whereas the City of University City has been paying a maintenance charge throughout the years and this additional charge is unwarranted.

It is the position of the realtor that, for all of the above grounds, the company should not be allowed to impose on both the City of University City and the citizens of University City additional costs and burdens in such an arbitrary and capricious manner; and the interest of the realtor is that such charges would cost the City many thousands of dollars which it should not be required to expend.

THEREFORE, the City of University City is against the proposed charges that Union Electric is requesting of the Public Service Commission in the aforementioned case.

NOW, THEREFORE, the City of University City moves the Public Service Commission to allow it to intervene in case No. ER-80-190.

PROOF OF SERVICE

THE UNDERSIGNED CERTIFIES THAT A COPY OF THE FOREGOING WAS MAILED TO ALL ATTORNEYS OF RECORD OF ALL PARTIES AT THEIR BUSINESS ADDRESSES AS DISCLOSED BY THE PLEADINGS HEREIN, WITH POSTAGE FULLY PREPAID AND BY DEPOSITING SAME IN A U. S. POSTAGE MAIL BOX IN ST. LOUIS, MISSOURI ON THE 17TH DAY OF SEPTEMBER 1980.

Dennis F. Kay  
Dennis F. Kay  
Attorney for City of University City  
6801 Delmar Boulevard  
University City, Mo. 63130  
862-6767  
Mo. Bar No. 22774



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