## **BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI**

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In the Matter of Union Electric Company d/b/a AmerenUE for Authority to File Tariffs Increasing Rates for Electric Service Provided to Customers in the Company's Missouri Service Area.

Case No. ER-2007-0002

#### **NOTICE OF DEPOSITION**

TO: Parties Of Record

You and each of you are hereby notified that the undersigned counsel for the Staff of the

Missouri Public Service Commission will take the deposition of Gary L. Rainwater on Thursday,

January 25, 2007 at the offices of Ameren Corporation, 1901 Chouteau Avenue, St. Louis,

Missouri 63103, beginning at 8:30 a.m. The deposition will continue until completed or as

otherwise agreed to by the parties. (Telephone Port for the deposition: (573) 522-8029).

The Staff intends to depose Mr. Rainwater regarding the following subject matter:

- (1) EEInc and the decision(s)/event(s) resulting in power from the Joppa plant not being available to AmerenUE's retail ratepayers at incremental cost beyond December 31, 2005
- (2) cost control at AmerenUE in particular regarding power production cost control and the matter of the availability of power from the Joppa plant to AmerenUE's retail ratepayers at incremental cost
- (3) the independence of AmerenUE in the corporate structure of Ameren to make decisions in the best interests of AmerenUE's ratepayers as a publicly owned regulated utility
- (4) the effect of regulatory events in Illinois on AmerenUE and the approach of AmerenUE and Ameren
- (5) the question of life extension of Callaway, the seeking of an extension from the NRC of the Callaway operating license, and the recent replacement of the Callaway steam generators
- (6) AmerenUE's storm outages response and related quality of service, and "information" that AmerenUE earlier this month (January 4, 2007) provided to the Commission

- (7) AmerenUE's decision to not participate in the September 2006 Illinois electricity auction and AmerenUE's intentions respecting any future Illinois electricity auctions
- (8) Whether Ameren has any imminent intentions regarding acquisitions

Please take further notice that pursuant to the Missouri Rules of Civil Procedure, the

deponent is hereby directed to bring to the deposition all documents described on Exhibit A

(Subpoena Duces Tecum) attached hereto and incorporated herein by reference.

# /s/Steven Dottheim

Steven Dottheim

Chief Deputy General Counsel Missouri Bar No. 29149 Attorney for the Staff of the Missouri Public Service Commission P. O. Box 360 Jefferson City, MO 65102 (573) 751-7489 (Telephone) (573) 751-9285 (Fax) e-mail: <u>steve.dottheim@psc.mo.gov</u>

# **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 18th day of January 2007.

/s/ Steven Dottheim

## EXHIBIT A (SUBPOENA DUCES TECUM)

- 1. Copies of all electronic or other correspondence, documents, reports, Board of Director minutes, reports, letters, and other information upon which the Board of Directors of Ameren Corporation and/or Union Electric Company, d/b/a AmerenUE relied in deciding not to seek a continuation of the provision of power from the Joppa Plant to AmerenUE's retail electric customers at incremental cost beyond the termination of the contract that ended December 31, 2005.
- 2. Copies of all electronic or other correspondence, documents, reports, Board of Director minutes, reports, letters, and other information relating to the selection of Union Electric Company's representative(s) on the EEInc Board of Directors beginning with the current Union Electric Company representative(s) serving on the EEInc Board of Directors.
- 3. Copies of all electronic or other communication or correspondence between the President of Union Electric Company and the Union Electric Company EEInc representative(s) on the EEInc Board of Directors since January 1, 2003.