

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

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. )	<b><u>Case No. ER-2008-0318</u></b> Tariff No. YE-2008-0605
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In the Matter of an Investigation into Whether ) Ratepayers are being Held ) Harmless from the Taum Sauk Disaster. )	<b><u>Case No. ER-2008-0015</u></b>
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**STAFF’S MOTION TO CONSOLIDATE CASES**

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”) and for its Motion to Consolidate Cases states:

1. In the first paragraph of Public Counsel’s *Motion to Open a New Case to Investigate Whether Ratepayers are being held Harmless from the Taum Sauk Disaster* filed July 12, 2007 for which the Commission opened Case No. ER-2008-0015, Public Counsel stated, “In Case No. ER-2007-0002, the recently-concluded Union Electric Company rate case, the Commission stated that it will ‘direct its Staff to investigate whether ratepayers are being held harmless from the Taum Sauk disaster, especially with regard to lost regulatory capacity sales.’ (ER-2007-0002 Report and Order, issued May 22, 2007; page 118).”

2. Ratepayers could be harmed by the “Taum Sauk disaster” through rates they pay Union Electric Company d/b/a AmerenUE. While AmerenUE had no rate case pending before the Commission when Public Counsel filed its *Motion to Open a New Case to Investigate Whether Ratepayers are being held Harmless from the Taum Sauk Disaster*, one having just concluded, on April 4, 2008, AmerenUE filed tariff sheets bearing effective dates of May 4, 2008 which it “designed to increase AmerenUE’s gross annual electric revenues by

approximately \$251,000,000, exclusive of applicable gross receipts, sales, franchise or occupational fees or taxes.” The Commission opened Case No. ER-2008-0318 for that filing.

3. On April 7, 2008, the Commission issued its *Order Directing Notice, Suspending Tariff, Setting Hearings, and Directing Filings* in Case No. ER-2008-0318 in which the Commission suspended the tariff sheets for 120 days plus an additional six months beyond the proposed effective date to March 1, 2009.

4. Because of the pendency of AmerenUE’s general electric rate increase case before this Commission (Case No. ER-2008-0318) in which the Commission can, in setting AmerenUE’s general electric rates, ensure ratepayers are held harmless from the “Taum Sauk disaster,” consolidation of the investigation into whether AmerenUE’s electric ratepayers are being held harmless from the “Taum Sauk disaster” (Case No. ER-2008-0015) with AmerenUE’s pending general electric rate case (ER-2008-0318) for all purposes, will promote the efficient use of resources, prejudice no party, and will posture both cases so that the Commission may render effective and meaningful relief to ensure AmerenUE’s electric ratepayers are held harmless from the “Taum Sauk disaster.”

WHEREFORE, the Staff of the Missouri Public Service Commission moves the Commission to Consolidate Case Nos. ER-2008-0015 and ER-2008-0318 for all purposes, with Case No. ER-2008-0318 being the lead case.

Respectfully submitted,

/s/ Nathan Williams

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 23rd day of April, 2008.

/s/ Nathan Williams