

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

In the Matter of an Investigation into Whether            )  
Ratepayers are being Held Harmless from the         )  
Taum Sauk Disaster    )         **Case No. ER-2008-0015**

**ORDER RESETTING TIME FOR RESPONSE TO PUBLIC COUNSEL’S  
MOTION TO OPEN CASE**

Issue Date: August 9, 2007

Effective Date: August 9, 2007

On July 12, 2007,<sup>1</sup> the Office of the Public Counsel (“OPC”) filed its “Motion to Open a New Case to Investigate Whether Ratepayers are being Held Harmless from the Taum Sauk Disaster.” In the motion, OPC states that the purpose of this case would be different in scope and purpose than the Commission’s ongoing investigation case concerning Union Electric Company d/b/a AmerenUE’s (“AmerenUE”) operation and management of the Taum Sauk Pumped Storage Project, Case No. ES-2007-0474. Specifically, OPC claims that an additional formal case will ensure that this important issue is timely addressed, will allow other interested parties to intervene and participate, and will provide the Commission’s Staff a vehicle to make the results of its current investigation public.

On July 16, the Commission observed that completion of its scheduled hearing in its Taum Sauk investigation case, ES-2007-0474, would aid the Commission in its decision as to whether it should open another case into this matter. On that date the Commission

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<sup>1</sup> All dates throughout this order refer to the year 2007 unless otherwise noted.

established a thirty-day deadline for all interested entities to respond to OPC's motion. That deadline was August 16.

The investigation case, however, has exceeded its original procedural schedule and is still on-going. It is currently calendared to conclude on August 17. Consequently, the Commission will extend its deadline for responses to OPC's motion to open a new case.

In the Commission's July 16 order, it was noted that OPC served copy of its motion on various other regulated utilities and industry and consumer groups. To ensure notice of OPC motion is provided to all interested entities, the Commission's Data Center shall serve a copy of this order upon: (1) all of entities listed by OPC in its certificate of service; (2) the county commission of each county in AmerenUE's service area; and, (3) every party to AmerenUE's last rate case. In addition, the Commission's Public Information Office shall make notice of this order available to the media serving AmerenUE's service area and to the members of the General Assembly representing the residents of AmerenUE's service area. Any entity wishing to respond to OPC's motion shall file its response no later than August 31, 2007.

**IT IS ORDERED THAT:**

1. Any entity wishing to respond to the Office of the Public Counsel's July 12, 2007, Motion to Open a New Case to Investigate Whether Ratepayers are being held Harmless from the Taum Sauk Disaster shall file its response no later than August 31, 2007.

2. The Missouri Public Service Commission's Data Center is ordered to serve notice as described in the body of this order.

3. The Missouri Public Service Commission's Information Officer is ordered to serve notice as described in the body of this order.

4. This order shall become effective on August 8, 2007.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Harold Stearley, Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 9<sup>th</sup> day of August, 2007.