

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

In the Matter of the Application of	)	
Union Electric Company d/b/a	)	Case No. ET-2021-0082
Ameren Missouri for Approval of	)	Tracking No. YE-2021-0081
Its Surge Protection Program	)	

**CORRECTED<sup>1</sup> MOTION TO SET EVIDENTIARY HEARINGS  
IN ACCORDANCE WITH  
JOINT PROPOSED PROCEDURAL SCHEDULE**

**COMES NOW** Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”), and for its Corrected Motion to Set Evidentiary Hearings in Accordance with Joint Proposed Procedural Schedule, states as follows:

1. Ameren Missouri filed an *Application and Request for Waiver* along with direct testimony and revised tariff sheets on September 21, 2020. The *Application* seeks approval of a new tariffed program to provide Ameren Missouri customers the option to obtain protection from electrical surges that could otherwise enter a customer’s electric meter. Staff reviewed the *Application* and proposed tariff sheets and provided its recommendation on November 10, 2020. Ameren Missouri filed three *Responses to Staff’s Recommendation* on November 20, 2020, to *Staff’s Motion for Determination* on December 1, 2020, and to *Staff’s Response* on December 4, 2020. On December 4, 2020, Ameren Missouri extended the effective date of the proposed tariff to April 30, 2021. The Commission issued an order on January 5, 2021, directing the parties to file a

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<sup>1</sup> This Corrected Motion is identical to the Motion filed on January 8, 2021, except that it requests that evidentiary hearings be set on April 13-14, 2021 and notes the date for reply briefs as May 25, 2021, as contemplated by the Joint Proposed Procedural Schedule filed by Staff on January 8, 2021. The original motion erroneously listed May 6-7, 2021 for the hearings and June 8, 2021 for reply briefs. The undersigned counsel apologizes for any confusion.

procedural schedule no later than January 8, 2021 that would reflect evidentiary hearing dates tentatively reserved by the Presiding Officer on March 8-9, 2021.

2. Ameren Missouri has, concurrently with the filing of this Motion, further extended the effective date of the proposed tariff to July 31, 2021.

3. For a number of reasons, including responsibilities with numerous other docketed and undocketed matters at the Commission and the undersigned counsel's professional duties respecting them, the Company has conflicts with the March 8-9, 2021 evidentiary hearing dates and with a procedural schedule that would require the completion of the typical procedural milestones between now and March 8-9, 2021. The Company believes those dates were tentatively reserved with the now-former April 30, 2021 tariff effective date in mind to afford the Commission sufficient time to close the evidentiary record and receive and consider briefs so that it could make a decision in this docket prior to April 30, 2021. As noted, the Company has extended the tariff effective date to July 31, 2021. Moreover, the Joint Proposed Procedural Schedule to be filed by the Staff today will call for all briefing to be complete by June 8, 2021, which is 67 days prior to the new tariff effective date.

4. For these reasons, Ameren Missouri requests that the Commission set the evidentiary hearings in this case on April 13-14, 2021, as proposed in the Joint Proposed Procedural Schedule to be filed by Staff today.

**WHEREFORE**, Ameren Missouri prays that the Commission grant this Motion and issue an order in accordance with the Joint Proposed Procedural Schedule being filed by Staff today, and grant such other and further relief as the Commission considers just in the circumstances.

Respectfully submitted,

/s/ James B. Lowery

**James B. Lowery, #40503**

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**ATTORNEYS FOR UNION**

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**AMEREN MISSOURI**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 9th day of January, 2021, to all counsel of record.

***/s/ James B. Lowery***