

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 28<sup>th</sup> day  
of April, 2010.

Frances Ann Holley,  
Complainant,

v.

Union Electric Company d/b/a AmerenUE,  
Respondent.

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**File No. GC-2010-0225**

**ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE**

Issue Date: April 28, 2010

Effective Date: May 10, 2010

The Missouri Public Service Commission is dismissing without prejudice the complaint of Frances Ann Holley. John W. Holley filed the complaint on Ms. Holley's behalf on January 25, 2010. On March 15, 2010, and again on April 1, 2010, the Commission issued an order scheduling a pre-hearing conference.

The Commission's orders expressly stated that John W. Holley could participate in the pre-hearing conference. On April 12, 2010, the Commission convened the pre-hearing conference at the time and place set forth in the Commission's orders. Despite such notice, neither Ms. Holley nor John W. Holley nor anyone on their behalf made any appearance.

The Commission's regulations provide:

Failure to appear at a prehearing conference without previously having secured a continuance shall constitute grounds for dismissal of the party or the party's complaint . . . unless good cause for the failure to appear is shown.<sup>1</sup>

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<sup>1</sup> 4 CSR 240-2.090(5).

On April 12, 2010, the Commission ordered Ms. Holley to show cause why we should not dismiss the complaint, and made such response due on April 20, 2010. As of the date of this order, the Commission has received no response to that order. The Commission's regulations also provide:

A party may be dismissed from a case for failure to comply with any order issued by the commission [<sup>2</sup>]

Therefore, the Commission will dismiss the complaint without prejudice.

**THE COMMISSION ORDERS THAT:**

1. The complaint of Frances Holley is dismissed without prejudice.
2. This order shall become effective May 10, 2010.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Clayton, Chm., Davis, Jarrett, Gunn,  
and Kenney, CC., concur.

Jordan, Regulatory Law Judge

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<sup>2</sup> 4 CSR 240-2.116(3).