

In the Matter of the Application of Union Electric)
Company d/b/a Ameren Missouri for the Issuance)
Of an Accounting Authority Order Relating to its) **File No. EU-2012-0027**
Electrical Operations.)

COMES NOW Missouri Industrial Energy Consumers, Inc. (“MIEC”), and files this Statement of Positions:

The amounts at issue in this case constitute lost revenues/profits.

No. The Commission should not issue an AAO for the recovery of lost revenue/profits.

If the Commission were to grant deferral of these lost revenues/profits, the amortization period should commence close in time to the January 2009 ice storm.

Issue 4: What is the correct quantification of the “fixed costs” / “lost revenues / profits” which Ameren Missouri was unable to recover from Noranda due to the effects on Noranda’s load of the January 2009 ice storm?

MIEC takes no position on this issue.

Issue 5: Would the recovery through a Commission Order in a subsequent rate case of any amounts deferred pursuant to the AAO proposed by Ameren Missouri in this proceeding constitute unlawful retroactive ratemaking?

Yes. Recovery through a Commission Order of any amounts deferred pursuant to Ameren’s AAO request would constitute retroactive ratemaking.

Respectfully Submitted,

Bryan Cave, LLP

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was served via e-mail on all counsel of record this 20th day of April, 2012.

/s/ Brent Roam