BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

)

)

In the Matter of the Application of Union Electric Company d/b/a AmerenUE for an Order Authorizing the Sale and Transfer of Certain Assets of AmerenUE to St. James Municipal Utilities and Rolla Municipal Utilities.

Case No. EO-2010-0263

LIST OF ISSUES, ORDER OF WITNESSES, ORDER OF CROSS-EXAMINATION AND ORDER OF OPENING STATEMENTS AND CLOSING ARGUMENTS

Comes now Union Electric Company d/b/a AmerenUE (AmerenUE) and, on behalf of;

the Staff of the Missouri Public Service Commission; the Office of the Public Counsel, the

City of Rolla, Missouri, by and through Rolla Municipal Utilities; and the City of St. James,

Missouri, by and through St. James Municipal Utilities, states as follows to the Missouri Public

Service Commission (Commission):

1. On July 30, 2010, the Commission issued its Order Setting Procedural

Schedule, and established August 25, 2010 as the deadline by which a List of Issues, Order

of Witnesses, and Order of Cross-Examination and Opening and Closing would be submitted.

2. In compliance with the Commission's Order, the parties hereby submit the

following:

List of Issues

Is the proposed transfer of the assets described in the Application filed in this case detrimental to the public interest?

Order of Witnesses

- a. AmerenUE's witnesses.
- b. Staff's witnesses.
- c. Office of the Public Counsel's witnesses.

- d. Cities of Rolla/St. James' witnesses.¹
- e. Donna Hawley's witnesses.

Order of Cross Examination

- a. For AmerenUE's witnesses: St. James/Rolla, Staff, Office of the Public Counsel, Donna Hawley.
- b. For Staff's witnesses: AmerenUE, St. James/Rolla, Office of the Public Counsel, Donna Hawley.
- c. For the Office of the Public Counsel's witnesses: Donna Hawley, Staff, AmerenUE, St. James/Rolla.
- d. For the Cities of Rolla/St. James' witnesses: AmerenUE, Staff, Office of the Public Counsel, Donna Hawley.
- e. For Donna Hawley's witnesses: Office of the Public Counsel, Staff, AmerenUE, Cities of St. James/Rolla.

Order of Opening Statements

- a) AmerenUE
- b) Cities of Rolla/St. James
- c) Staff
- d) Office of the Public Counsel
- e) Donna Hawley

Order of Closing Arguments

- a) AmerenUE
- b) Cities of Rolla/St. James
- c) Staff
- d) Office of the Public Counsel
- e) Donna Hawley

¹ Rolla and St. James reserve the right to call witnesses in rebuttal depending upon the evidence presented.

3. AmerenUE has consulted with all parties to this case, and the parties to this

pleading have indicated their agreement with the foregoing. Ms. Hawley has not indicated

her agreement.

WHEREFORE, AmerenUE hereby submits this pleading on behalf of the parties listed

in the introductory clause hereof, and respectfully requests that the Commission consider this

pleading to comply with its Order Setting Procedural Schedule, and, thereafter, issue such

orders as the Commission believes to be reasonable and just.

Respectfully submitted,

UNION ELECTRIC COMPANY, d/b/a AmerenUE

<u>/s/Thomas M. Byrne</u> Thomas M. Byrne, #33340 Managing Associate General Counsel 1901 Chouteau Avenue, MC-1310 P.O. Box 66149, MC-131 St. Louis, MO 63101-6149 (314) 554-2514 (Telephone) (314) 554-4014 (Facsimile) AmerenUEService@ameren.com

Attorneys for AmerenUE

/s/ James B. Lowery James B. Lowery, #40503 111 South Ninth Street, Suite 200 P.O. Box 918 Columbia, MO 65205-0918 (573) 443-3141

(573) 442-6686 (Facsimile)

lowery@smithlewis.com

SMITH LEWIS, LLP

3

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on August 25, 2010, to the following:

Nathan Williams Office of the Staff Counsel Governor Office Building, 8th Floor Jefferson City, Mo 65101 <u>nathan.williams@psc.mo.gov</u>

Donna D. Hawley 2602 Brook Dr. Rolla, MO 64501 hawleyd@fidnet.com Lewis Mills Office of the Public Counsel Governor Office Building, 6th Floor Jefferson City, MO 65101 <u>lewis.mills@ded.mo.gov</u>

Dean L. Cooper Brydon, Swearengen & England P.C. P.O. Box 456 Jefferson City, MO 65102 dcooper@brydonlaw.com

/s/ James B. Lowery