

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

In the Matter of the Tariff Filings of Union)
Electric Company, d/b/a Ameren Missouri, to) Case No. ER-2014-0258
Increase Its Revenues for Retail Electric Service.)

NOTICE OF DISMISSAL OF APPEAL

COMES NOW Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) and the Missouri Energy Development Association (“MEDA”), and hereby give notice that they, along with United for Missouri, Inc., have dismissed their appeals of the Commission’s *Report and Order* in this case. The now-dismissed appeals arose from the Commission’s decision to create the Industrial Aluminum Smelter (“IAS”) rate class and thereby give that class a rate having no relationship to the cost to serve that class, and having no basis in any difference in the character of the service Ameren Missouri provides to that class as opposed to service provided to any other class. A copy of the dismissal filed in the Missouri Court of Appeals – Western District, is attached to this Notice.

Although the appeals have been dismissed, please take note that Ameren Missouri and MEDA continue to believe, as reflected in their briefs filed in the Court of Appeals, that the decisions reflected in the *Report and Order* regarding the IAS class are unlawful and unreasonable, and that any similar order in a future case would for the same reasons also be unlawful and unreasonable. However, given the circumstances of the only customer in the IAS class, and the likely impracticality of obtaining effective relief because of that customer’s bankruptcy filing and overall financial condition, Ameren Missouri and MEDA determined it appropriate to dismiss the appeals.

Respectfully submitted:

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Dated: February 10, 2016

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served on all parties of record via electronic mail (e-mail) on this 10th day of February, 2016.

/s/James B. Lowery

James B. Lowery

**IN THE MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

**IN THE MATTER OF THE
TARIFF FILINGS OF UNION ELECTRIC
COMPANY D/B/A AMEREN MISSOURI,
TO INCREASE ITS REVENUES FOR
RETAIL ELECTRIC SERVICE,**

Appellant.

v.

**PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI,
Respondent.**

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) **Case No. WD78688**
) **(consolidated with WD78715 &**
) **WD78756)**
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**UNION ELECTRIC COMPANY d/b/a AMEREN MISSOURI,
MISSOURI ENERGY DEVELOPMENT ASSOCIATION AND UNITED FOR
MISSOURI, INC'S DISMISSAL OF APPEALS PURSUANT TO RULE 84.09**

COME NOW Appellants Union Electric Company d/b/a Ameren Missouri (“Ameren”), the Missouri Energy Development Association (“MEDA”) and United for Missouri, Inc. (“UFM”) and, pursuant to Mo. R. Civ. P. 84.09, hereby dismisses each of their respective appeals of the Missouri Public Service Commission’s April 29, 2015 Report and Order in Commission Case No. ER-2014-0258. In this regard, Ameren Missouri, MEDA and UFM state as follows:

1. Ameren Missouri perfected its appeal by Notice of Appeal filed with the Commission on June 2, 2015.
2. MEDA perfected its appeal by Notice of Appeal filed with the Commission on June 10, 2015.

3. UFM perfected its appeal by Notice of Appeal filed with the Commission on June 26, 2015.

4. Appellants' appeals were docketed by this Court, and consolidated under Case No. WD78688 by orders of this Court dated June 16, 2015 and July 2, 2016.

5. Under Mo. R. Civ. P. 84.09, an appellant may dismiss its appeal at any time prior to submission of the cause in the appellate court.

6. The cause has not been submitted to the Court.

THEREFORE, Ameren Missouri, MEDA and UFM each hereby dismiss their respective appeals.

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CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of February, 2016, I electronically filed the foregoing with the Clerk of the Court using the Missouri Court's E-filing system which sent notification of such filing to the following:

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