

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

In the Matter of Union Electric Company, d/b/a)
Ameren Missouri's Filing to Adjust Rates Under)
Its Approved Fuel and Purchased Power Cost) **File No. ER-2011-0317**
Recovery Mechanism Pursuant to 4 CSR) Tariff No. YE-2011-0485
240-20.090(4))

**MIEC'S MOTION FOR RECONSIDERATION OF
THE COMMISSION'S ORDER**

Comes now the Missouri Industrial Energy Consumers ("MIEC") and pursuant to 4 CSR 240-2.160, respectfully requests that the Commission reconsider its Order Approving Interim Rates in this case, effective May 25, 2011. In support of its Motion, MIEC states as follows:

1. On March 25, 2011, Union Electric Company, d/b/a Ameren Missouri ("Ameren") filed a tariff sheet to change its Fuel and Purchased Power Adjustment rates under its Fuel and Purchased Power Adjustment Clause ("FAC").
2. On March 28, 2011, the Commission issued an Order Directing Notice and Directing the Staff of the Missouri Public Service Commission ("Staff") to File a Recommendation with respect to Ameren Missouri's proposed tariff sheet.
3. On April 22, 2011, pursuant to 4 CSR 240-20.090(4), the Staff filed its Recommendation to Approve Tariff Sheet filed by Ameren Missouri. However, the Staff's Recommendation to approve the tariff sheet was "subject to . . . prudence reviews." See Staff Recommendation to Approve Tariff Sheet, at page 2.
4. On April 27, 2011, the Commission issued its Report and Order in the Matter of the First Prudence Review of the Costs Subject to the Commission-Approved Fuel Adjustment Clause of Ameren Missouri, Case No. EO-2010-0255. In that Order,

the Commission directed Ameren to refund \$17,169,838 to its ratepayers by an adjustment to its FAC charge to correct an over collection of revenues for the period of March 1, 2009 to September 30, 2009.

5. On May 6, 2011, the Staff and Ameren filed a non-unanimous stipulation and agreement that the amount the Commission ordered be refunded to ratepayers includes interest at Ameren Missouri's short-term borrowing rate through September 30, 2009. The agreement further stipulates that interest has accrued and continues to accrue after September 30, 2009 at Ameren Missouri's short-term borrowing rate as required by Section 386.266.4(4) R.S.Mo. Supp. 2010.

6. The Commission's Report and Order in Case No. EO-2010-0255 became effective on May 7, 2011.

7. The Commission's Order Approving Interim Rates will be effective on May 25, 2011.

8. In light of the Commission's Report and Order in Case No. EO-2010-0255, effective May 7, 2011, Ameren's new FAC rates should be reduced to reflect the refund ordered by the Commission.

WHEREFORE, MIEC respectfully requests that the Commission revise its Report and Order in this case to reflect its Report and Order in Case No. EO-2010-0255, and order Ameren to deduct from the new FAC rates \$17,169,838, plus interest, at Ameren Missouri's short-term borrowing rate beginning March 1, 2009.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by electronic mail this 11th day of May, 2011, to the parties on the Commission's service list in this case.

/s/ Brent Roam