

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

In the Matter of the First Prudence Review    )  
of Costs Subject to the Commission-        )  
Approved Fuel Adjustment Clause of        )     Case No. EO-2010-0255  
Union Electric Company, d/b/a AmerenUE    )

**APPLICATION TO INTERVENE OUT OF TIME AND REQUEST FOR  
HEARING OF MISSOURI RETAILERS ASSOCIATION**

**COMES NOW** the Missouri Retailers Association (MRA), by and through counsel, pursuant to 4 CSR 240-2.075, and applies to intervene out of time and become a party in the above-referenced case, and requests a hearing in the case. In support of its Application to Intervene MRA states as follows:

1.     The Missouri Retailers Association (MRA) is a not-for-profit association dedicated to serving the needs of retailers and grocers and their distribution facilities statewide. MRA has several members who are served by AmerenUE and which rely on dependable electric service at reasonable rates in order to survive in the current economy; in order to employ their workforce; and to continue to provide their products and services at reasonable prices. This interest is different from the interest of the general public. A list of MRA members is attached.

2.     The Missouri Public Service Commission has previously recognized MRA's interest in proceedings affecting AmerenUE's rates for electric service in permitting MRA's intervention in prior AmerenUE rate-related proceedings, most recently ER-2010-0036.

3.     By its Order dated March 12, 2010 the Commission set an intervention deadline of April 16, 2010. Although a party to ER-2010-0036, MRA only became aware of this case, and the issues raised, this week. It has filed this application promptly. Furthermore, it does not appear that any party will be prejudiced by granting MRA's application at this stage in the case.

4. MRA is opposed to any unjust and unreasonable revenue requirement for its members served by AmerenUE. After further investigation, MRA will provide the Commission with a more detailed position on AmerenUE's proposed fuel adjustment clause filings.

5. Granting of the proposed intervention would serve the public interest.

6. Correspondence, communications, orders and decisions in this matter should be addressed to:

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### **REQUEST FOR HEARING**

In support of its request for hearing, MRA respectfully states:

7. Staff's Prudence Report and Recommendation filed August 31, 2010, proposes an adjustment to AmerenUE's fuel costs of \$24.1 million to properly account for revenues from certain AmerenUE off-system sales.

8. On September 9, 2010, AmerenUE filed its request for a hearing in this matter, and also asked the Commission to set an early prehearing conference for discussion of a recommended

procedural schedule. MRA notes that the Commission has ordered a prehearing conference for September 21, 2010.

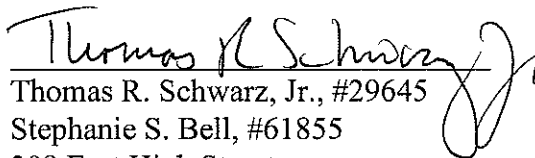
9. MRA also recommends the Commission set an early prehearing conference to recommend a procedural schedule, including a hearing.

**WHEREFORE**, for the foregoing reasons, the Intervenor Missouri Retailers Association respectfully requests that the Commission grant this Application to Intervene Out of Time and Request for Hearing in this matter.

Respectfully submitted,

BLITZ, BARDGETT & DEUTSCH, L.C.

By:



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## CERTIFICATE OF SERVICE

I hereby certify that true copies of the foregoing Application to Intervene and Request for Hearing were sent to each of the following parties of record via electronic transmission this 10<sup>th</sup> day of September, 2010:

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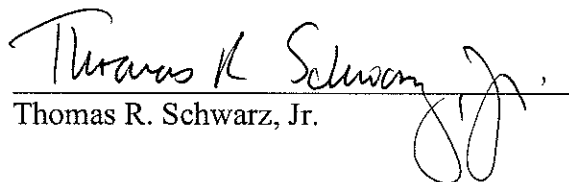
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**Missouri Retailers Association Members that are Affected by AmerenUE Rates**

ABBCO Service Corporation  
Accu-Care, Inc.  
Aldi  
All-Staff Nursing, Inc.  
Altria Client Services, Inc.  
Ameristaff  
Best Buy Co., Inc.  
BF&B Enterprises  
BKC, Inc., d/b/a Schottzies Bar & Grill  
Buch Mufflers, Inc., d/b/a Midas Auto Service Experts, et al.  
Busch's Florist  
C & F Restaurants, LLC, d/b/a PJ's Tavern  
CFM of Mid-MO, d/b/a Convenient Food-Mart  
Community Living, Inc.  
Cooperative Attendant Services, Inc.  
Crossings Restaurant, LLC, The  
CVS Pharmacy  
CWE Hospitality Services, LLC, d/b/a Chase Park Plaza  
D.E. Enterprises, Inc., d/b/a St. Louis Staffing  
Dee Lee Group The, LLC, d/b/a Giggers Riverfront Party Bar & Grill  
Demac Equipment Corporation  
Dierberg Markets, Inc.  
Epworth Children & Family Services  
Excel Home Care, Inc.  
Forever Network, Inc.  
Grace Hill Neighborhood Health Centers  
Grace Hill Settlement House  
Habcare, Inc.  
HD Sports, Inc., d/b/a Sports Café  
Hewitt-Lucas Body Company, Inc.  
Home Depot, The  
J. C. Penney Co., Inc.  
Jefferson City Oil Co., Inc.  
Jerry Haas Race Cars, Inc.  
Jewish Center for the Aged  
Judevine Center for Autism  
Kaldi's, Inc.  
Karl Bissinger, Inc.  
KEW Properties, d/b/a Sub Shop, Inc.  
Lift for Life Academy & Gym, Inc.  
Lift for Life Gym, Inc.  
Liston Enterprises, Inc., d/b/a Seamus McDaniels  
Lowell Manufacturing Company

Lowe's Companies, Inc.  
Macy's  
Madelaine Townhomes  
Medve Group, Inc., The  
Metro Home Inspections, Inc.  
Metropolitan Design & Building Co., Inc.  
Missouri Baptist Children's Home  
Missouri Grocers Assn.  
Mt. Washington Forever Cemetery (MWC, Inc.)  
Northstar Battery Co., LLC  
Nurses for Newborns Foundation  
Old Town Donuts  
Pepsi-Cola Bottling Company of New Haven  
Physicians Optical Service  
Pike County Memorial Hospital  
Progressive Ballons, Inc.  
Quik Trip Corporation  
Red Shed, The  
Reliant Care Mgt. Co., LLC  
Schnuck Markets, Inc.  
Schulte's Fresh Foods  
SDM Company, d/b/a Culinary Personnel  
Sears Holding Corporation  
Sentinel Industries, Inc.  
Target Stores  
Village Bar, Inc., The  
Walgreen Co.  
West Missouri Beef, LLC  
Wilco Development & Marketing, d/b/a Helco Tool & Gage  
Woodard Cleaning & Restoration Services