

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

In the Matter of Proposed Rules 4 CSR)	
240-3.162 and 4 CSR 240-20.091,)	
Environmental Cost Recovery)	Case No. EX-2008-0105
Mechanisms.)	

**MOTION TO ACCEPT LATE-FILED REPLY AND REPLY OF
AMERENUE TO LIMITED RESPONSE OF NORANDA ALUMINUM CO.**

COMES NOW Union Electric Company d/b/a AmerenUE (AmerenUE) and in reply to the Limited Response of Noranda Aluminum Co. (Noranda) filed on January 18, 2008 states as follows:

1. In its Limited Response, Noranda alleges that the Prepared Remarks of AmerenUE Witness Mark C. Birk contain an incorrect explanation of the Commission’s ruling on Noranda’s position in the Final Order of Rulemaking in Case No. EX-2006-0472, the Commission’s Fuel Adjustment Clause (FAC) rulemaking proceeding.

2. In light of Noranda’s filing, AmerenUE has again reviewed the Commission’s order in Case No. EX-2006-0472, and finds that Noranda’s explanation of the order is correct. Mr. Birk’s Remarks referred to a proposal by parties other than Noranda that shareholders be required to bear 50% of fuel and purchased power costs. That was the proposal that was “flatly rejected” by the Commission’s order. Noranda’s suggestion in this docket that 50% of environmental cost changes might continue to receive base rate treatment is not the same as the proposal that was rejected in the FAC rulemaking, and in fact the order in the FAC rulemaking contemplates that fuel costs may be apportioned between base rates and the adjustment clause. AmerenUE requests that

the Commission receive this late-filed Reply acknowledging this mistake in Mr. Birk's Remarks so that the record is clear on this point.

Respectfully submitted,

UNION ELECTRIC COMPANY,
d/b/a AmerenUE

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