

**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)	<u>Case No. EO-2010-0255</u>
Adjustment Clause of Union Electric Company,)	
d/b/a Ameren UE)	

**MOTION FOR PERMISSION TO FILE SURREBUTTAL
TESTIMONY OUT OF TIME**

Ameren Missouri (formerly known as Union Electric Company d/b/a Ameren UE and sometimes referred to herein as “the Company”), by and through its undersigned counsel, hereby requests permission to file its surrebuttal testimony out of time to avoid actual or potential problems created by scheduled maintenance of the Missouri Public Service Commission’s (“Commission”) electronic filing system. In support of its request, Ameren Missouri states as follows:

1. By its *Order Adopting Procedural Schedule*, dated September 29, 2010, the Commission directed that all parties wishing to file surrebuttal or cross-surrebutal testimony to do so on or before December 22, 2010.
2. Sometime during the week of December 13, 2010, Ameren Missouri received notice that the Commission’s Electronic Filing Information System (“EFIS”) would be unavailable on December 22nd from 5:30 p.m. until approximately 10:00 p.m. due to network maintenance activities.
3. The fact that EFIS will be unavailable during this potentially critical period on December 22nd will, at a minimum, inhibit Ameren Missouri’s ability to electronically file its surrebuttal testimony in accordance with the Commission’s procedural order. But there also is the possibility that Commission personnel will be unable to fully restore EFIS to service in accordance with current plans or that the restoration will create temporary technical problems that will affect the ability to file documents electronically. Either of these situations, should they occur, will make it impossible for Ameren Missouri to electronically file its testimony by the date prescribed in the Commission’s September 29th Order.

4. In recognition of the difficulties that the scheduled maintenance of EFIS will or could create, the Company seeks permission to extend the deadline for filing its surrebuttal testimony in this case until 9:00 a.m. on December 23, 2010. If granted, this extension should provide ample time for Commission personnel to complete the scheduled maintenance of EFIS and/or to deal with any technical problems that may arise as a result of the maintenance or restoration of that system.

5. Ameren Missouri does not believe the request made herein will prejudice any party that has filed direct or rebuttal testimony in this case, and the Company has contacted all such parties to confirm this belief. Each of those parties has authorized Ameren Missouri to represent to the Commission that they do not oppose the extension that the Company is seeking by this request.

WHEREFORE, for all of the reasons stated herein, Ameren Missouri respectfully requests the Commission to issue an order granting the Company's request for permission to extend the deadline for filing its surrebuttal testimony until 9:00 a.m. on December 23, 2010.

Respectfully submitted,



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ATTORNEYS FOR AMEREN MISSOURI

Certificate of Service

I hereby certify that a copy of the foregoing has been sent by United States mail, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record in Case No. EO-2010-0255 on the 21st day of December, 2010.

/s/ L. Russell Mitten