

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 Implement Regulatory)
Changes in Furtherance of Energy Efficiency) **File No. EO-2012-0142**
As Allowed by MEEIA)

MOTION OF NRDC TO LATE-FILE AFFIDAVIT

Come now Sierra Club, Earth Island Institute d/b/a Renew Missouri, and the Natural Resources Defense Council ("NRDC"), and pursuant to 4 CSR 240-2.080, ask leave of the Commission to late-file the affidavit of witness Philip Mosenthal, which was not attached to his rebuttal testimony, and in support of their motion state:

1. NRDC timely filed rebuttal testimony in this case on April 13, 2012. It was not completed and filed on EFIS till 8:00 p.m., or 9:00 Eastern time where Mr. Mosenthal is based. The witness's affidavit was not included, and by filing time it was too late to get it notarized that day.

2. The undersigned counsel was at the Commission for settlement talks in the KCPL-GMO MEEIA case, EO-2012-0009, on both Monday and Tuesday April 16-17, and was consequently unable to file the affidavit until Wednesday, April 18. Counsel attended to the matter as promptly as could be under these circumstances.

3. No party will be prejudiced by the late filing of the affidavit, which is attached to this pleading.

WHEREFORE, Sierra Club, Renew Missouri, and the Natural Resources Defense Council respectfully request the Public Service Commission to grant leave to file the

affidavit out of time.

/s/ Henry B. Robertson
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was filed on EFIS and sent by email on this 18th day of April, 2012, to all counsel of record:

/s/ Henry B. Robertson
Henry B. Robertson