# FORM NO. 8-A (PSC) MISSOURI PUBLIC SERVICE COMMISSION NOTICE OF APPEAL TO MISSOURI COURT OF APPEALS WESTERN DISTRICT

# BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION STATE OF MISSOURI

State ex rel. Union Electric	)	
Company d/b/a Ameren Missouri	)	
Relator/Appellant,	)	
	)	Missouri Public Service Commission
	)	File No. ER-2011-0028
	)	
vs.	)	Date of Commission Decision:
	)	July 13, 2011
Public Service Commission	)	
of the State of Missouri	)	
Respondent.	)	

Notice is hereby given that Union Ele	ctric Company d/b/a Ame	ren Missouri appeals to the
Missouri Court of Appeals X	Western Eastern	Southern District.
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Date notice of Appeal Filed	JUL 27 2011	Signature of Attorney or Appellant
(to be filled in by Secretary of Commission)		
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A copy of Appellant's Application	Service Commist	c sion 11:53010 MA Report and Order being appealed from
are attached hereto and incorporate	ed herein by reference as	s Exhibits A and B, respectively.

A copy of the reconciliation required by subsection 4 of section 386.420 is attached hereto and incorporated herein by reference as Exhibit C.<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> Approval of this reconciliation is pending at the Public Service Commission. Appellant will supplement this Notice with the final, approved reconciliation and the Public Service Commission's order approving the same after formal approval occurs.

Concise Statement of the Issue:

The issue being appealed is the Public Service Commission's decision to exclude from rate base Appellant's approximately \$89 million investment in a new upper reservoir at Appellant's Taum Sauk Hydroelectric Plant.

The parties to the proceeding giving rise to this appeal are listed on Exhibit D attached hereto.

## CASE INFORMATION

TYPE NAME AND BAR ENROLLMENT NUMBER OF APPELLANT

James B. Lowery, Mo Bar. No. 40503 111 S. Ninth St., Suite 200 P.O. Box 918 Columbia, MO 65205 573-443-3141 (telephone) 573-442-6686 (facsimile)

TYPE NAME AND BAR ENROLLMENT NUMBER OF RESPONDENT'S ATTORNEY

Jennifer Heintz, Mo. Bar. No. 57128 200 Madison St. P.O. Box 360 Jefferson City, MO 65102 573-751-8701 (telephone) 573-751-9285 (facsimile)

### DIRECTIONS TO COMMISSION

A copy of the notice of appeal and the docket fee shall be mailed forthwith to the clerk of the appellate court. The record on appeal shall be prepared and certified within such time as to enable timely filing by the appellant.

### PROOF OF SERVICE

I have, this 27<sup>th</sup> day of July, 2011, served a copy of this notice of appeal on each of the following persons at the address stated by certified mail, return receipt requested:

See Exhibit E attached hereto.

Signature of Attorney or Appellant

7-27-11