

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

Myron Lockhart,)	
Complainant,)	
)	
vs.)	Case No: GC-2012-0078
)	
Union Electric Company, d/b/a)	
Ameren Missouri, and)	
)	
Laclede Gas Company,)	
Respondents.)	

**AMEREN MISSOURI’S RESPONSE TO STAFF’S UPDATED REPORT
AND RENEWED MOTION TO DISMISS**

COMES NOW, Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri” or “Company”), and pursuant to the Commission’s Order dated October 25, 2011 makes this response to Staff’s Report filed November 22, 2011:

1. On October 25, 2011, The Commission ordered Staff and Staff Counsel to confer with Complainant and file an updated report describing Staff’s understanding of his Complaint, and setting out Staff’s recommendation as to whether the Commission has jurisdiction over the allegations of the Complaint and the authority to order any requested relief (the “Order”).

2. In addition, the Order directed Ameren Missouri (and Laclede Gas Company) to respond to Staff’s updated report by December 8, 2011.

3. On November 22, 2011, Staff filed its updated report (“Staff’s Updated Report”). In Staff’s Updated Report, Staff concluded after discussion with Complainant that Complainant has made no allegations over which the Commission has jurisdiction and requested no relief the Commission has authority to grant. As such, Staff recommended that Complainant’s Complaint be dismissed.

4. In response to Staff’s Updated Report and in compliance with the Commission’s Order, Ameren Missouri states that it concurs with Staff’s conclusions and with its recommendation that the Complaint be dismissed.

WHEREFORE, Ameren Missouri respectfully requests that the Commission issue an order dismissing the Complaint.

SMITH LEWIS, LLP

/s/Sarah E. Giboney
Sarah E. Giboney, #50299
111 South Ninth Street, Suite 200
P.O. Box 918
Columbia, MO 65205-0918
(573) 443-3141
(573) 442-6686 (Facsimile)
giboney@smithlewis.com

Attorney for Ameren Missouri

By: /s/ Wendy K. Tatro
Wendy K. Tatro, # 60261
Associate General Counsel
Ameren Services Company
P.O. Box 66149
St. Louis, MO 63166-6149
(314) 554-3484 (phone)
(314) 554-4014 (fax)
AmerenMOService@ameren.com

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Answer was served on the following parties via electronic mail (e-mail) or via certified and regular mail on this 6th day of December, 2011.

Kevin Thompson, Chief Staff Counsel
Lera Shemwell, Deputy General Counsel
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
kevin.thompson@psc.mo.gov
lera.shemwell@psc.mo.gov

Myron Lockhart
Complainant
P.O. Box 203
Jefferson City, MO 65103

Lewis Mills
Office Of Public Counsel
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@ded.mo.gov
Lewis.mills@ded.mo.gov

Rick Zucker, Asst. Gen. Counsel
Laclede Gas Company
720 Olive St., Rm 1516
St. Louis, MO 63101
rzucker@lacledegas.com

/s/ Sarah E. Giboney
Sarah E. Giboney