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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the matter of the Application of Union)
Electric Company d/b/a AmerenUE for an Order)
Authorizing the Sale of Certain Assets to)
Gates Rubber Company.)
Case No. EM-99-196

ORDER AND NOTICE

On November 3, 1998, Union Electric Company d/b/a AmerenUE (AmerenUE), pursuant to Sections 394.312 and 416.041.3, RSMo 1994, filed an Application requesting that the Commission authorize the sale of a transformer bank to Gates Rubber Company (Customer).

The Applicant states in the Application that AmerenUE is seeking authority to sell to Customer a 417 KVA transformer bank presently owned by AmerenUE and from which no other customer is served. It is the Customer's intent to supply this transformer from its primary metered connection. A copy of Customer's Letter of Intent to purchase said facilities is marked as Appendix 2 and attached to the Application.

Applicant has set out the terms of the agreement in a document entitled Bill of Sale (Agreement), which is marked as Appendix 1 and attached to the Application. The Agreement lists the specific facilities to be transferred to the Customer; these facilities are particularly described in Appendix 3 and attached to the Application.

Proper parties should be given notice and an opportunity to intervene in this matter. The Commission determines that notice of the application should be sent to interested persons, an intervention date

set and a procedural schedule established. Notice of this Application should be given by the Commission's Records Department sending a copy of this order to the County Commission of Mississippi County, Missouri and the Mayor of the City of Charleston, Missouri. The Commission further determines that the Information Office of the Commission should provide notice to the members of the General Assembly representing Mississippi County and to the newspapers which serve Mississippi County as listed in the newspaper directory of the current Official Manual of the State of Missouri.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party or governmental entity is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Applicant may submit its evidence in support of the Application by verified statement. State ex rel. Deffenderfer Enterprises, Inc. v. P.S.C., 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That the Records Department and Information Office of the Missouri Public Service Commission shall send notice as set forth in this order.

2. That proper parties wishing to intervene shall file an application to intervene no later than December 18, 1998, with:

Dale Hardy Roberts, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

and a copy of the application to intervene shall be sent to the
Applicant's attorney:

James J. Cook
Union Electric Company d/b/a AmerenUE
Post Office Box 66149 (MC 1310)
St. Louis, Missouri 63166-6149

and to

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

3. That this order shall become effective on November 18, 1998.

BY THE COMMISSION



Dale H. Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Anji Gandhi, Regulatory Law Judge,
by delegation of authority
Pursuant to 4 CSR 240-2.120(1)
(November 30, 1995) and
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 18th day of November, 1998.