

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

Noranda Aluminum, Inc., et al.,)	
)	
Complainants,)	
)	
vs.)	Case No. EC-2014-0223
)	
Union Electric Company doing business)	
As Ameren Missouri,)	
)	
Respondent.)	

**COMPLAINANTS' RESPONSE TO MOTION FOR RECONSIDERATION
AND/OR CLARIFICATION**

COME NOW Complainants, by and through counsel, and for their response to the *Motion for Reconsideration and/or Clarification of the Order Regarding Request to Set Test Year and True-Up*, filed on May 27, 2014 by the Consumers Council of Missouri, the Office of Public Counsel, AARP and the Missouri Retailers Association (collectively “Movants”), state as follows:

1. As correctly noted in paragraph 4 of the motion, the request for relief in this case asks the Commission to “revise Ameren Missouri’s electric rates.” Complainants’ purpose in filing this case is to obtain real relief from Ameren Missouri’s rates, not simply to request the Commission to initiate an investigation concerning Ameren Missouri’s rates. Complainants agree with and support Movants’ assertion that this case is a “general rate proceeding” and that “the Commission has the authority to change utility rates” in this case “based on all relevant factors.”

2. Complainants understand that the relief ordered by the Commission must be supported by the record and Complainants’ bear the burden of proof in this case. The Commission’s order in this case is not limited by the extent of the investigation undertaken by the Commission’s Staff. As Movants correctly state, no distinction exists “between a so-called ‘limited investigation’ rate complaint and a ‘full investigation’ rate complaint.” Complainants also agree with

and support Movants' assertion that "[i]f Complainants can meet their burden of proof, the Commission is clearly authorized to accordingly decrease Ameren Missouri's electric rates in this proceeding."

WHEREFORE, for the reasons stated above, the Commission should grant Movants' request to reconsider or clarify the May 14, 2014 Order Regarding Test Year and True Up, and modify the order in a manner that assures Movants and Complainants that a Report and Order will be issued on the anticipated decision date of September 26, 2014 that will establish a new electric rate based on the competent and substantial evidence on the record of this rate complaint

Respectfully submitted,

BRYAN CAVE, LLP

By: /s/ Edward F. Downey

Diana M. Vuylsteke, # 42419

Mark B. Leadlove, #33205

211 N. Broadway, Suite 3600

St. Louis, Missouri 63102

Telephone: (314) 259-2543

Facsimile: (314) 259-2020

E-mail: dmvuylsteke@bryancave.com

mbleadlove@bryancave.com

Edward F. Downey, #28866

Carole L. Iles, #33821

221 Bolivar Street, Suite 101

Jefferson City, MO 65109

Telephone: (573) 556-6622

Facsimile: (573) 556-7442

E-mail: efdowney@bryancave.com

carole.iles@bryancave.com

Attorneys for Complainants

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed this 5th day of June, 2014, to all counsel of record.

/s/ Edward F. Downey