

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

In the Matter of Union Electric Company)
d/b/a AmerenUE's Tariffs To Increase Its)
Annual Revenues for Electric Service) Case No. ER-2008-0318

**STAFF'S RESPONSE TO AMERENUE'S OFFERS OF ADMISSIONS FROM THE
DEPOSITION OF STAFF WITNESS MICHAEL PROCTOR**

Comes now the Staff of the Missouri Public Service Commission (Staff), in response to AmerenUE's Offers of Admissions from the Deposition of Staff Witness Michael Proctor. The Staff objects to AmerenUE's designations as incomplete and proposes inclusion of the additional portions of the deposition of Staff witness Michael Proctor as indicated in track changes below.

Undersigned counsel does not recall counsel for AmerenUE objecting during the deposition in question to Dr. Proctor providing more than a one-word or several-words response to questions. In fact, counsel for AmerenUE conducted the deposition as a telephonic deposition and undersigned counsel requested a number of times that Dr. Proctor be permitted to complete his response before the next question. (Counsel for AmerenUE was in Columbia and Dr. Proctor, undersigned counsel, and Paralegal for Counsel for AmerenUE were in St. Louis.) Had undersigned counsel known during the deposition of Dr. Proctor that AmerenUE would seek to designate partial responses as admissions, without objecting to Dr. Proctor providing more than a one-word or several-words response, undersigned counsel would have sought at that time, by telephone, a ruling from the Presiding Regulatory Law Judge. The Staff does not believe that AmerenUE has taken the approach displayed with Dr. Proctor's deposition in the instance of certain other depositions.

Wherefore the Staff responds to AmerenUE's Offers of Admissions from the Deposition of Staff Witness Michael Proctor, the Staff objects to AmerenUE's designations as incomplete

and proposes inclusion of the additional portions of the deposition of Staff witness Michael

Proctor as indicated in track changes below.

P. 14, L. 3-23.	P. 17, L. 20-25.	P. 27, L. 7- 22 .	P. 28, L. 3- 19 ; 21-25.	Deleted: 14 Formatted: Line spacing: Double
P. 29, L. 1-4.	P. 30, L. 21-25.	P. 31 (all).	P. 32 (all).	Deleted: 12 Formatted: Line spacing: Double
P. 33, L. 1-2; 3 -13.	P. 37, L. 8-25.	P. 38, L. 1-13.	P. 39, L. 10-23.	Deleted: 9 Formatted: Line spacing: Double
P. 51, L. 16-25.	P. 52, L. 1-6.	P. 54, L. 11-22.	P. 55, L. 17-25.	Formatted: Line spacing: Double Formatted: Line spacing: Double
P. 56, L. 1-19.	P. 57, L. 18-25.	P. 58, L. 15- 25 .	P. 62, L. 11-25.	Deleted: 20 Deleted:
		<u>P. 59 (all)</u> .		Formatted: Line spacing: Double
P. 63, L. 1-11.	P. 64, L. 2- 12 .	P. 84, L. 2-25.	P. 85 (all).	Deleted: 6 Formatted: Line spacing: Double
P. 86, L. 13-17.	P. 87, L. 18-25.	P. 88, L. 1- 17 .	P. 90, L. 13-23.	Formatted: Line spacing: Double Deleted: 16
P. 118, L. 5- 25 .	P. 119, L. <u>1</u> ; 13-21.	P. 120, L. 15-25.	P. 121, L. 1- 6 ; 23-25.	Deleted: 22 Deleted: 2
P. 122, L. 1-21.	P. 128, L. 2-17.	P. 129, L. 3-25.	P. 130, L. 1-7.	Formatted: Line spacing: Double Formatted: Line spacing: Double
P. 133, L. 13- 24 .	P. 137, L. 5-11.	P. 138, L. 2-25.	P. 139, L. 1-7; 24-25.	Formatted: Line spacing: Double Deleted: 21
P. 140, L. 1-6.	P. 145, L. 2-25.	P. 146, L. 1-7.	P. 154, L. 14-25.	Formatted: Line spacing: Double Formatted: Line spacing: Double
P. 155, L. 1-4.	P. 160, L. 24-25.	P. 161, L. 1-2.	P. 163, L. 17-25.	Formatted: Line spacing: Double Formatted: Line spacing: Double
P. 164, L. 1-6; 22-25.	P. 165, L. 1-13.	P. 168, L. 24-25.	P. 169, L. 1-5; 17-23.	Formatted: Line spacing: Double Formatted: Line spacing: Double
P. 170, L. 8-25.	P. 171, L. 1-17.	P. 178, L. 6-25.	P. 179, L. 1-2.	Formatted: Line spacing: Double

Respectfully submitted,

/s/Steven Dottheim

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Certificate of Service

I hereby certify that copies of this pleading have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 11th day of December 2008.

/s/ Steven Dottheim