## BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

) ) )

)

In the Matter of the Application of	
Union Electric Company d/b/a AmerenUE	
for an Order Authorizing the Sale and	
Transfer of Certain Assets of AmerenUE	
to St. James Municipal Utilities	
and Rolla Municipal Utilities.	

Case No. EO-2010-0263

## **REPLY TO ROLLA'S REPLY TO RESPONSES OF OTHER PARTIES**

 Comes now Donna Hawley of 2602 Brook Dr., Rolla, Mo to respond to Rolla Municipal Utilities (RMU) reply to responses of other parties submitted on August 3, 2010.

2. The standard for a party's data requests and evidence before the Commission is the same as that of litigants in civil action before the Circuit Courts of Missouri. *4 CSR 240-2.090* (1). Failure to provide a pro se party with the same access to evidence, documents and data as every other party before the Commission or in Circuit Courts would be extremely prejudicial against the pro se party. The object of hearings before the Commission is to provide a fair and unbiased hearing. RMU's insistence on granting me less access to pertinent data would most likely guarantee a biased outcome in their favor. Additionally, in this instance and under the circumstances which occurred in March 2009, it would be unreasonable to require that I sit in an RMU office to take notes of closed material included the Study. Therefore I ask that the Commission deny RMU's request 12(b) in their original Motion filed on August 2, 2010. 3. Unless RMU has closed data in the RW Beck engineering study (the Study) which is as illegal as the discriminatory remarks made during executive session of the Rolla City Council simply because members and co-leaders (Tracey Watson and myself) of the RMU4YOU! group exercised their right to petition the government and express their opinions, then RMU is again showing paranoia that I would make public any closed sections of the Study. Surely RMU is aware that the Missouri Sunshine Law exemptions do not protect the illegal activities of any governmental body during executive session, nor does it place a gag order on any meeting participant who chooses to disclose the illegal activity.

Respectfully submitted,

Donna D. Hawley 2602 Brook Dr. Rolla, MO 65401 <u>hawleyd@fidnet.com</u> 573-458-2165

## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on August 3, 2010, to the following:

Kevin Thompson OFFICE OF THE GENERAL COUNSEL Governor Office Building, 8th Floor Jefferson City, Mo 65101 Jefferson City, MO 65101 <u>Kevin.thompson@psc.mo.gov</u> Lewis Mills OFFICE OF THE PUBLIC COUNSEL Governor Office Building, 6th Floor <u>lewis.mills@ded.mo.gov</u>

Steven R. Sullivan Thomas M. Byrne AMEREN SERVICES COMPANY St. Louis, MO <u>lowery@smithlewis.com</u> <u>ssullivan@ameren.com</u> James B. Lowery SMITH LEWIS LLP Columbia, MO tbyrne@ameren.com

Gary W. Duffy MBE #24905 BRYDON, SWEARENGEN & ENGLAND P.C. 312 E. Capitol Avenue P. O. Box 456 Jefferson City, MO 65102 duffy@brydonlaw.com Attorneys for The City of Rolla, Missouri The City of St. James, Missouri

Respectfully submitted,

Donna D. Hawley