## STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY February 21, 2001

CASE NO: EM-96-149

General Counsel

5 30 1 3

Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102

Gary W. Duffy/James Swearengen

Brydon, Swearengen & England PC 312 E. Capitol Ave., P.O. Box 456 Jefferson City, MO 65102

James J. Cook/Williams J. Neihoff

Ameren Services P.O. Box 66149 (MC 1310) St. Louis, MO 63166

Michael C. Pendergast

Laclede Gas Co. 720 Olive St., Room 1520 St. Louis, MO 63101

Robert C. Johnson/Lisa Langeneckert

Peper, Martin, Jensen, Maichel and Hetlage 720 Olive St., 24<sup>th</sup> Floor St. Louis, MO 63101

Paul S. DeFord

Lathrop & Gage 2345 Grand Blvd., Suite 2500 Kansas City, MO 64108

Marilyn S. Teitelbaum

Schuchat, Cook & Werner 1221 Locust St., 2<sup>nd</sup> Floor St. Louis, MO 63103 Office of the Public Counsel

P.O. Box 7800 Jefferson City, MO 65102

James M. Fischer

James M. Fischer PC 101 Madison, Suite 400 Jefferson City, MO 65101

Diana M. Vulysteke

Bryan Cave LLP One Metropoiltan Square 211 North Broadway, Suite 3600 St. Louis, MO 63102

William A. Spencer

216 E. Capitol Ave. P.O. Box 717 Jefferson City, MO 65102

William G. Riggins

Kansas City Power & Light Company 1201 Walnut St., PO Box 418679 Kansas City, MO 64141

Ronald Molteni

P.O. Box 899 Jefferson City, MO 65101

Robin E. Fulton/R. Scott Reid

Schnapp, Fulton, Fall, McNamara & Silvey 135 E. Main St., PO Box 151 Fredericktown, MO 63645 Paul H. Gardner Goller, Gardner & Feather 131 East High Street Jefferson City, MO 65101

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,

Lake Hardy Boberts

Secretary/Chief Regulatory Law Judge

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Union	)	
Electric Company for an Order Authorizing:	)	
(1) Certain Merger Transactions Involving	)	
Union Electric Company; (2) the Transfer	)	
of Certain Assets, Real Estate, Leased	)	Case No. EM-96-149
Property, Easements and Contractual	)	
Agreements to Central Illinois Public	)	
Service Company; and (3) in Connection	)	
therewith, Certain Other Related	)	
Transactions	)	

### ORDER GRANTING LEAVE TO FILE COMMENTS OUT OF TIME

On February 7, 2001, Missouri Industrial Energy Consumers (MIEC) requested that the Commission accept its late-filed comments filed in compliance with Section 7.g of the Stipulation and Agreement regarding the second Experimental Alternative Regulation Plan (EARP). MIEC stated that on January 31, 2001, its written comments in this case were prepared and sent to the Commission by Federal Express along with copies of the comments to be served on the parties to this case. On February 1, 2001, Federal Express delivered the package containing MIEC's comments intended for filing with the Commission to the Missouri Supreme Court. A copy of the Federal Express delivery receipt for this package was attached to MIEC's motion. No objections to this motion for leave were filed.

The Commission has reviewed the motion and finds that good cause exists for the Commission to accept MIEC's late-filed comments.

IT IS THEREFORE ORDERED:

- 1. That the comments filed out of time by Missouri Industrial Energy Consumers on February 7, 2001, are hereby accepted.
  - 2. That this order shall become effective on March 3, 2001.

BY THE COMMISSION

Dale Hardy Roberts

Ask Hred Roberts

Secretary/Chief Regulatory Law Judge

(SEAL)

Shelly A. Register, Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 21st day of February, 2001.

#### STATE OF MISSOURI

#### OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,

Missouri, this 21st day of February 2001.

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge