

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 Property, Easements, and) **Case No. EM-96-149**
Contractual Agreements to Central Illinois Public)
Service Company; and (3) In Connection)
Therewith, Certain Other Related Transactions.)

ORDER DIRECTING FILING

On July 25, 2002, the Commission issued an order in Case No. EC-2002-1, approving a stipulation and agreement between the parties. On page 3, under Paragraph 1.a. of the stipulation and agreement, the parties mention this case, as follows:

A one-time credit of \$40 million will be made to UE Missouri retail electric customers, which shall be considered final settlement of Case Nos. EM-96-149, EC-2002-1025 and EC-2002-1059, relating to the third sharing period of the second Experimental Alternative Regulation Plan ("EARP"), but is exclusive of license, occupation, franchise, gross receipts, or other similar fees or taxes. As a consequence, Case Nos. EC-2002-1025 and EC-2002-1059 may be closed by the Commission.

First, the Commission notes that Case Nos. EC-2002-1025 and EC-2002-1059 have been consolidated into Case No. EM-96-149, the lead case. The parties have made no filings in Case No. EM-96-149 regarding the stipulation and agreement in EC-2002-1. The Commission directs Staff to file a pleading in Case No. EM-96-149, with a copy of the stipulation and agreement attached, clarifying whether all issues in EM-96-149 have been

resolved through the stipulation and agreement in EC-2002-1. If all issues in Case No. EM-96-149 have not been resolved, Staff shall provide a list of the remaining issues.

IT IS THEREFORE ORDERED:

1. That, no later than September 12, 2002, the Staff of the Missouri Public Service Commission shall file a pleading as directed above.
2. That this order shall become effective on September 8, 2002.

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Vicky Ruth, Senior Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 29th day of August, 2002.