

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

In the Matter of the Application of Union)
Electric Company for Authority to Continue)
The Transfer of Functional Control of Its)
Transmission System to the Midwest)
Independent Transmission System Operator, Inc.) **File No. EO-2011-0128**

**AMEREN MISSOURI’S REQUEST FOR LEAVE TO FILE SUPPLEMENTAL
SURREBUTTAL TESTIMONY OF MAUREEN A. BORKOWSKI AND
AJAY K. ARORA IN RESPONSE TO
SUPPLEMENTAL REBUTTAL TESTIMONY OF RYAN KIND**

COMES NOW Union Electric Company d/b/a Ameren Missouri (“Company” or “Ameren Missouri”), by and through counsel, and requests leave to file the Supplemental Surrebuttal Testimony of Maureen A. Borkowski and Ajay K. Arora in response to the Supplemental Rebuttal Testimony of Office of the Public Counsel (“Public Counsel”) Witness Ryan Kind. In support thereof, the Company states as follows:

1. Ms. Borkowski has previously filed Surrebuttal Testimony (on November 1, 2011) and Mr. Arora has previously filed Direct Testimony (on July 29, 2011) and Surrebuttal Testimony (on November 1, 2011).
3. On November 17, 2011, the Staff, Ameren Missouri, the Midwest ISO, and the Missouri Industrial Energy Consumers (“MIEC”) filed a *Non-unanimous Stipulation and Agreement*.
4. On November 18, 2011, Public Counsel filed *Office Of The Public Counsel's Motion To Continue Hearing And Request For Expedited Treatment*.
6. On November 18, 2011, the Commission issued *Order Granting Public Counsel's Motion To Continue Hearing*.

7. On November 23, 2011, Public Counsel and the Missouri Joint Municipal Electric Utility Commission (“MJMEUC”) filed objections to the *Non-unanimous Stipulation and Agreement*.

9. On November 30, 2011, the Commission issued *Order Rescheduling Hearing* for February 9-10, 2012.

10. On January 18, 2012, Public Counsel filed the Supplemental Rebuttal Testimony of Ryan Kind.

11. The Supplemental Surrebuttal Testimony of Ms. Borkowski and Mr. Arora were prepared by them as soon as possible given several commitments on the part of Ms. Borkowski in particular to be out-of-state during the period since Mr. Kind’s testimony was filed, and on account of the undersigned counsel’s other pre-existing professional commitments during that same time period.

12. The Company does not request leave to file these testimonies to delay these proceedings or to otherwise inconvenience the Commission or the parties. The Company chose to have Ms. Borkowski and Mr. Arora prepare responsive testimony rather than to seek leave of the Commission to have them respond live at the evidentiary hearing to Mr. Kind’s Supplemental Rebuttal Testimony believing that the former would be more efficient.

WHEREFORE, Ameren Missouri requests leave to file the Supplemental Surrebuttal Testimony of Maureen A. Borkowski and the Supplemental Surrebuttal Testimony of Ajay K. Arora.

Respectfully submitted,

SMITH LEWIS, LLP

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via e-mail, on the following parties on the 6th day of February, 2012:

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