



Missouri Public Service Commission

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May 15, 1996

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Director, Utility Services
DANIEL S. ROSS
Director, Administration
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Chief Administrative Law Judge
ROBERT J. HACK
General Counsel

Mr. David L. Rauch
Executive Secretary
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

RE: Case No. EM-96-149 -- 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 Contractual Agreements to Central Illinois Public Service Company; and (3) in connection therewith, certain other related transactions.

Dear Mr. Rauch:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of **STAFF MOTION FOR ADDITIONAL TESTIMONY FILING DATES.**

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Very truly yours,

Steven Dottheim
Deputy General Counsel
314-751-7489

FILED

MAY 15 1996

**MISSOURI
PUBLIC SERVICE COMMISSION**

SD:ceb
Enclosure

cc: Counsel of Record

FILED

MAY 15 1996

**MISSOURI
PUBLIC SERVICE COMMISSION**

**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 Contractual)
Agreements to Central Illinois Public Service)
Company; and (3) In Connection Therewith, Certain)
Other Related Transactions)

Case No. EM-96-149

STAFF MOTION FOR ADDITIONAL TESTIMONY FILING DATES

Comes Now the Staff of the Missouri Public Service Commission (Staff), pursuant to a Notice issued May 15, 1996, and for its Motion For Additional Testimony Filing Dates states:

1. The parties to this case filed, on January 17, 1996, a Joint Motion To Approve Procedural Schedule. On January 22, 1996, the Public Service Commission (Commission) approved the procedural schedule requested.

2. On April 24, 1996, the Office of the Public Counsel (Public Counsel), Union Electric Company (UE) and Anheuser-Busch, Inc., Barnes and Jewish Hospitals, Chrysler Corporation, The Doe Run Company, Emerson Electric Company, Hussman Refrigeration, Lincoln Industrial, MEMC Electronic Materials, Mallinckrodt, Inc., McDonnell Douglas Corporation, and Monsanto Company (Industrial Intervenors) filed a Joint Motion for an extension of the April 30, 1996 and May 31, 1996 filing dates for rebuttal and surrebuttal testimony, respectively. The Joint Movants had been authorized by the Staff to indicate that the Staff had no objection to the Joint Motion. The requested extension for the filing of rebuttal and surrebuttal testimony was approved by Notice on April 25, 1996.

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3. The Staff was not a party to the Joint Motion but thought it a convenient vehicle to put another procedural matter before the Commission, i.e., the filing of supplemental testimony to reflect developments respecting the proposed merger, which had occurred after UE filed its direct testimony in the instant docket in November of last year, and also the possible need to schedule limited additional hearing dates to address in particular one of these developments. Paragraph 5 of the Joint Motion references a proposal of the Staff to which UE, Public Counsel, and the Industrial Intervenors did not indicate any objection either in their Joint Motion or subsequently when a Notice was issued on April 26, 1996 giving the parties until the close of business on May 3, 1996 to respond to paragraph 5.

Paragraph 5 contained the following Staff proposal:

- a. UE would file supplemental direct testimony on May 10, 1996 respecting the alternative to the 30-year System Support Agreement which it filed in its Illinois proceedings before the Illinois Commerce Commission.
- b. Staff would file supplemental rebuttal testimony on May 21, 1996 respecting the UE alternative to the 30-year System Support Agreement .
- c. UE would file surrebuttal testimony on June 3, 1996 to the Staff's supplemental rebuttal testimony at the same time that UE files its other surrebuttal testimony.
- d. UE would file supplemental direct testimony on June 3, 1996 respecting the formation of the service company, Ameren Services Company. In February of this year, UE and CIPSCO Incorporated announced the formation of Ameren Services Company to provide administrative support services to UE and Central Illinois Public Service Company (CIPS). At the time of the April 24, 1996 Joint Motion, much of the detail relating to the organization and operation of this service company was still being determined, for example, the allocation of service company administrative and general expense to the operating companies, and the responsibilities, functions and services to be provided by the service company. If the information respecting Ameren Services Company is still not complete on June 3, 1996, UE would file the information which is available and indicate when the remaining information will be filed. Within several

days of June 3, 1996, the Staff would be able to suggest dates for the filing of supplemental rebuttal and surrebuttal testimony, and supplemental evidentiary hearing dates, if necessary, respecting this matter. The significance of the Staff seeking the development of a complete record regarding the Ameren Services Company is in part related to the fact that the General Services Agreement will govern the dealings among Ameren Services Company, UE, and CIPS, and there are jurisdictional issues that the Staff believes need to be addressed at this stage concerning the General Services Agreement. There also are very material allocation and other ratemaking related issues respecting the operation of Ameren Services Company and the terms of the General Services Agreement which are appropriate for Commission review in the context of the instant case.

4. As previously noted, on April 26, 1996 a Notice was issued directing the parties to file comments regarding the additional testimony filings proposed in paragraph 5 of the April 24, 1996 Joint Motion. No comments were filed.

5. On May 10, 1996, consistent with paragraph 5 of the April 24, 1996 Joint Motion, UE filed the supplemental direct testimony of Maureen A. Borkowski addressing the alternative to the 30-year System Support Agreement proposed by UE and CIPS in the Illinois Commerce Commission proceedings.

6. Counsel for UE, Public Counsel and the Industrial Intervenors have authorized counsel for the Staff to indicate that they have no objection to the procedure proposed in paragraph 3 above which is identical to the procedure proposed by the Staff in paragraph 5 of the April 24, 1996 Joint Motion To Extend Filing Dates.

Wherefore, for the above reasons, the Staff requests that the Commission authorize the procedure set forth in paragraph 3 above, which is the same procedure recommended by the Staff in paragraph 5 of the April 24, 1996 Joint Motion of the Office of the Public Counsel, Union Electric Company and the Industrial Intervenors and which is the same procedure to which no objections were raised in response to the Notice of April 26, 1996.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 15th day of May, 1996.



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Case No. EM-96-149
Updated: 4-15-96

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