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

In the Matter of the Application of Union Electric )  
Company to Sell Electric Distribution Facilities, ) Case No. EM-98-391  
Related Equipment and Easements to the City of )  
Rolla, Missouri. )

**ORDER AND NOTICE**

On March 13, 1998, Union Electric Company, d/b/a AmerenUE (AmerenUE or Company) filed an application with the Commission requesting an order authorizing the sale, transfer, and assignment of certain electric distribution facilities, related equipment and easements generally constituting Company's electric utility business associated with said structures.

The Commission has reviewed AmerenUE's application and notes that the application does not comply with 4 CSR 240-2.060(5)(G), which requires a statement of the tax impact, if any, the sale, assignment, lease or transfer of assets will have on the tax revenues of the political subdivisions in which any structures, facilities or equipment of the companies involved in the proposed sale are located. Company states in its application that such notice is not required because its facilities are located in many jurisdictions and the tax impacts on any particular jurisdiction will be "de minimis." However, there is no "de minimis" exception to 4 CSR 240-2.060(5)(G). The Commission determines that AmerenUE should be required to supplement its application with the required information.

The Commission has determined that proper parties should be given notice and an opportunity to intervene in this matter. The Commission determines that the Records Department of the Commission shall send a copy of this order to the mayor of each city and the county commission of each county located in the service area of AmerenUE, as those entities are listed in the current *Official Manual of the State of Missouri*. In addition, the Information Office of the Commission shall send notice of this application to the members of the General Assembly who represent customers in the service area of AmerenUE, and to the publisher of each newspaper in the service area of AmerenUE as listed in the newspaper directory of the current *Official Manual of the State of Missouri*.

Anyone wishing to intervene must submit an application to intervene to the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, on or before the date specified below. Copies of the application to intervene should be sent to the Company's attorney:

James J. Cook  
Associate General Counsel  
Ameren Services Company  
One Ameren Plaza  
Post Office Box 66149 (M/C 1310)  
St. Louis, Missouri 63166-6149

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Company may submit its evidence in support of the application by verified statement. State ex rel. Rex Deffenderfer Enterprises, Inc. v. P.S.C., 776 S.W.2d 494, 496 (Mo. App. 1989).

**IT IS THEREFORE ORDERED:**

1. That the Information Office and the Records Department of the Missouri Public Service Commission shall provide notice as set out herein.

2. That any interested party wishing to intervene in this case shall file an application with the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, and serve copies upon the Company's representative as set forth herein, no later than June 19, 1998.

3. That Union Electric Company d/b/a AmerenUE shall file the tax impact information required under 4 CSR 240-2.060(5)(G) no later than June 4, 1998.

4. That this order shall become effective on June 1, 1998.

**BY THE COMMISSION**



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

(S E A L)

Amy E. Randles, Regulatory Law  
Judge, by delegation of authority  
pursuant to 4 CSR 240-2.120(1)  
(November 30, 1995) and  
Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 20th day of May, 1998.

**RECEIVED**

MAY 20 1998

COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION