

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

Jill C. Beatty,)	
)	
Complainant,)	
)	
v.)	<u>File No. EC-2010-0142</u>
)	
Union Electric Company, d/b/a)	
AmerenUE,)	
)	
Respondent.)	

**SECOND ORDER SUSPENDING REQUIREMENT TO FILE PROPOSED
PROCEDURAL SCHEDULE AND SECOND ORDER TO SHOW CAUSE**

Issue Date: March 4, 2010

Effective Date: March 4, 2010

On November 5, 2009, Jill C. Beatty (“Ms. Beatty”) filed a complaint against Union Electric Company, d/b/a AmerenUE (“AmerenUE”). AmerenUE filed its answer on December 9, 2009. On February 16, 2010, after the Staff of the Commission (“Staff”) filed its Report, the Commission scheduled a prehearing conference for March 1, 2010. Ms. Beatty failed to appear.

On March 4, 2010, AmerenUE filed a Motion for Order to Show Cause and to Modify Order to Jointly File Proposed Procedural Schedule. AmerenUE stated that the parties are unable to file a proposed procedural schedule by the currently scheduled date of March 8, 2010 due to Ms. Beatty’s failure to appear at the prehearing conference. AmerenUE asked the Commission to postpone the date on which the proposed procedural schedule is due. AmerenUE further asked the Commission to order Ms. Beatty to show cause why her complaint should not be dismissed due to her failure to appear at the

prehearing conference. Finally, AmerenUE represented that both Staff and the Office of the Public Counsel (“OPC”) consent to the relief AmerenUE requests.

On March 17, Ms. Beatty filed a letter with the Commission, in which she stated she did not think she had to appear at the prehearing conference. With the consent of AmerenUE and Staff, on April 19, the Commission set a second prehearing conference for May 4. Once again, Ms. Beatty failed to appear.

On May 11, AmerenUE filed a Respondent’s Motion for Order to Show Cause and to Suspend the Time for Filing Proposed Procedural Schedule, or In the Alternative to Dismiss Complaint. The Commission will grant AmerenUE’s motion to suspend the time for filing proposed procedural schedule, due to Ms. Beatty’s failure to appear at the prehearing conference. The Commission will also order Ms. Beatty to show cause why her complaint should not be dismissed for her failure to attend two prehearing conferences. If Ms. Beatty fails to respond to this Order to Show Cause, her complaint could be dismissed.

THE COMMISSION ORDERS THAT:

1. Respondent’s Motion for Order to Show Cause and to Suspend the Time for Filing Proposed Procedural Schedule is granted.
2. Respondent’s Alternative Motion to Dismiss Complaint is denied at this point.
3. Jill C. Beatty shall show cause why her complaint should not be dismissed no later than May 24, 2010.
4. The parties’ requirement to file a proposed procedural schedule no later than May 11, 2010 is suspended indefinitely.

5. This order shall become effective immediately on issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Ronald D. Pridgin, Senior Regulatory Law
Judge, by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 13th day of May, 2010.