

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

Jimmie E. Small,)	
)	
Complainant,)	
)	
v.)	
)	
Union Electric Company)	
d/b/a Ameren Missouri)	
)	
Respondent.)	

File No. EC-2011-0247

**ORDER CANCELING HEARING,
DIRECTING FILING, AND AMENDING CAPTION**

Issue Date: April 12, 2011

Effective Date: April 12, 2011

The Missouri Public Service Commission is canceling the April 25, 2011, evidentiary hearing on the merits ("hearing") and will re-schedule it by separate order. The Commission is also directing the filing of proposed procedural schedules. Further, the Commission is amending the caption of this action to better reflect the respondent's current name.

a. Caption

On February 4, 2011, Jimmie E. Small filed the complaint. The complaint's caption lists respondent as AmerenUE Company. AmerenUE's current name, according to Commission records, is Union Electric Company d/b/a Ameren Missouri. Therefore the Commission will change the caption to reflect that current name.

b. Continuance

On April 12, 2011, Union Electric Company d/b/a Ameren Missouri ("Ameren") filed a *Motion for Continuance* seeking a change of hearing date. In support, Ameren cites the Commission's regulation:

The presiding officer may order continuance of a hearing date for good cause. [¹]

Good cause, in this context, means a reasonable request made in good faith.² Ameren states that Mr. Small has served data requests to which no response is due before the current hearing date.³ Ameren also cites a scheduling conflict for its counsel. Those circumstances constitute good cause to continue the evidentiary hearing.

c. Proposed Procedural Schedules

The Commission will direct each party to file a proposed procedural schedule. Any such schedule shall include deadlines for discovery. Any such schedule shall also include conflict dates for a hearing between May 10 and 27, 2011.

THE COMMISSION ORDERS THAT:

1. The *Motion for Continuance* is granted.
2. The hearing scheduled for April 25, 2011, is canceled.
3. No later than April 22, 2011, each party shall file a proposed procedural schedule as set forth in the body of this order.
4. The caption of this action is changed as reflected in this order.

¹ 4 CSR 240-2.110(2).

² *American Family Ins. Co. v. Hilden*, 936 S.W.2d 207 (Mo. App. W.D. 1996).

³ Mr. Small filed one of the data requests after the notice of hearing, setting the hearing date, issued.

5. This order shall be effective immediately upon issuance.

BY THE COMMISSION

(S E A L)

A handwritten signature in black ink, appearing to read 'S. C. Reed', is positioned above the printed name and title.

Steven C. Reed
Secretary

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

Dated at Jefferson City, Missouri,
on this 12th day of April, 2011.