

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

Missouri Industrial Energy Consumers, *et al.*, )  
 )  
Complainants, )  
 )  
v. ) Case No. EC-2016-0199  
 )  
Union Electric Company, d/b/a Ameren Missouri )  
 )  
Respondent. )  
 )

**REQUEST TO PARTICIPATE BY TELEPHONE OR, IN THE ALTERNATIVE, MOTION  
TO BE EXCUSED FROM PROCEDURAL CONFERENCE**

The undersigned counsel for Wal-Mart Stores East, LP, and Sam's East, Inc., (collectively "Walmart") respectfully submits this request:

1) Walmart is a party to this docket by virtue of the Commission's Order Granting Applications To Intervene issued February 22, 2016. On that same date an Order Scheduling A Procedural Conference ("Order") was also issued herein, scheduling a Procedural Conference "at which the parties may discuss the establishment of a procedural schedule. The parties may also discuss discovery questions and any other matters that may arise." Order, sec. par.

2) At present, Walmart does not intend to have counsel attend the Procedural Conference, and will abide by the Commission's procedural order in this matter. However, the undersigned counsel is appearing in this docket *pro hac vice* and is mindful of Commission rule 4 CSR 240-2.090(5), which provides that "[f]ailure to appear at a prehearing conference without previously having secured a continuance shall constitute ground for dismissal of the party or the party's complaint,...or other action unless good cause for the failure to appear is shown."

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3) Out of an abundance of caution, the undersigned counsel requests the opportunity to participate in the Procedural Conference by telephone, if such participation is available or can be facilitated. In the alternative, the undersigned respectfully requests that all counsel for Walmart be excused from attending the scheduled Procedural Conference.

WHEREFORE, the undersigned counsel for Wal-Mart Stores East, LP, and Sam's East, Inc., respectfully requests that he be allowed to participate in the Procedural Conference by telephone, if such participation is available or can be facilitated. In the alternative, the undersigned counsel respectfully requests that all counsel for Walmart be excused from attending the scheduled Procedural Conference.

Dated this 1st day of March, 2016.

Respectfully submitted,

By /s/ Rick D. Chamberlain  
Rick D. Chamberlain  
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ATTORNEYS FOR WAL-MART STORES  
EAST, LP, AND SAM'S EAST, INC.

**CERTIFICATE OF SERVICE**

The undersigned certifies that on March 1, 2016, a true and correct copy of the foregoing document was served by U.S. mail, postage prepaid, or by electronic mail addressed to all parties by their attorneys of record as provided by the Secretary of the Commission.

/s/ Rick D. Chamberlain \_\_\_\_\_