

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

Spigel Properties,)	
)	
Complainant,)	
)	
v.)	Case No. EC-2005-0110
)	
Union Electric Company,)	
d/b/a AmerenUE,)	
)	
Respondent.)	

STATUS REPORT OF AMERENUE

COMES NOW Union Electric Company d/b/a AmerenUE ("AmerenUE"), and for its Status Report to the Missouri Public Service Commission states as follows:

1. On October 9, 2004, Spigel Properties ("Spigel" or "Complainant") initiated this proceeding by filing a Complaint against AmerenUE. In its Complaint, Spigel objected to a corrected bill that AmerenUE had submitted to it due to an improperly wired meter. The corrected bill was for the period from June 18, 2001 through June 18, 2004. In its request for relief, Spigel sought an independent determination of the actual usage based on the alleged improper wiring that AmerenUE claims, and a new determination of what if any additional charges are due.

2. AmerenUE filed an Answer to the Complaint, in which it alleged that the Complainant's bill was calculated in accordance with its tariff. Nonetheless, AmerenUE supported the Complainant's request for an independent investigation, and suggested that the Commission should order its Staff to conduct such an investigation.

3. On December 9, 2004, the Commission issued its Order Directing Staff Investigation. In response to that order, the Staff conducted an investigation, and on February

10, 2005 filed a report of its findings. In its report, the Staff provided a complete explanation of the circumstances which led up to the filing of the Complaint, and concluded that “[t]he calculation method used by the Company in its determination of the alleged amount owed appears to be within the tariff guidelines.”

4. On March 9, 2005, pursuant to a schedule adopted by the Commission, the parties met at a prehearing conference. In the on-the-record portion of the prehearing conference, counsel for the parties were able to agree to a number of facts, and to the applicable tariff provision. The Regulatory Law Judge indicated that if there are no facts in dispute, there would be no need for testimony in this proceeding, and the attorneys could simply address the issues at the hearing. Counsel for AmerenUE suggested that a stipulation of facts could be presented at the hearing if there were no facts in dispute. Following the conclusion of the on-the-record portion of the prehearing conference, the parties attempted to negotiate a settlement. Negotiations extended for several days, but ultimately no settlement was reached.

5. On April 12, 2005 AmerenUE sent a proposed Stipulation of Facts to all of the parties. Although AmerenUE has contacted counsel for the Complainant twice, the Complainant has been unwilling or unable to either agree or disagree with the proposed Stipulation of Facts. AmerenUE believes that further delay of this proceeding is unnecessary and therefore respectfully requests that the Commission set this matter for hearing.

WHEREFORE, for the reasons set forth herein, AmerenUE respectfully requests that the Commission issue an order setting a hearing date for this Complaint.

Respectfully submitted,

By: 

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Dated: May 31, 2005

CERTIFICATE OF SERVICE


The undersigned certifies that true and correct copies of the foregoing have been e-mailed or mailed, via first-class United States Mail, postage pre-paid, to the service list of record this 31st day of May, 2005.

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