

Before the Missouri Public Service Commission ✓

ORIGINAL

J.E.S.
04/06/2011
May Free

James E. Small

Complainant,

FILED³

04/06/2011

APR 11 2011

CASE NO. EC-2010-0247

Missouri Public
Service Commission

Ameren UE;

Ameren Missouri

Respondent

ACCOUNT(S) NO. 3443307009

ALLEGED - NO. 3443307018

Data Request Supplement
comes now complainant in the
above captioned matter, and for his
supplemental Data Request for verified true,
accurate customer-specific account
documents state as follows.

1. on August 17, 2010, May Free informed
complainant Small in part, as follows.

" on 05/30/06, a bill was mailed
in the amount of \$303.⁸⁹. This included
current charges of \$29.⁹¹, a prior
balance of 269.⁹³ and late pay
charges totaling \$4.05."

The PSC August 17, 2010, investigation
by May Free failed to request a valid
Verified Mailed Serial Number for any
account service location at 23 LAKE ROAD COURT,

orig

(1) (1)

The August 17, 2010 fails to state, request or specify, access to Verified Documents created by Ameren U.E. on 05/30/06, although a Disconnect Notice was alleged to have been Mailed on 05/30/06 AND 06/02/06 for \$269.93.

ON 05/06 a "Final Bill" in the Amount of \$846.15 was Mailed to Complainant Small, via U.S. Postal Service, to 606 West Hwy #2, Milton, Iowa, 52570-9701

according to Am Mo; Am U.E., Computer stored Data, Customer-Specific Records, Account Number: 34433-07009 was furnished as being true and accurate on the date of 08/05/10 page 3 of page 4, To: Sweet, ANNETTE CRAIN.

No record of any payment agreement or payments made direct to Ameren on this outstanding balance of \$846.15 Annette Sweet (EXTENSION Green Hills District). August 05, 2010 11:39 A.M.

Account Activity Statement 08/05/2010 No. CU AR 03809/00 have been actively concealed by Am Mo; Am U.E. in violation of tariff agreements & 4 CSR-240 CSR 240.2.135 Confidential information Subpart (4), (F).

F. States ["A customer of a utility may view his or her own customer-specific information, even if that information is otherwise designated as highly confidential"].

Since Ameren U.E. disconnect proceeding, Field Service Orders were carried out at CO#23, 23067, patten trace, Ameren U.E. has changed its name, changed ADA complainant Account (customer-specific) information, with intent calculated to deny ADA complainant U.S.C.A. Const. Amend. Right of privacy, free from illegal trespass in violation of RS-Mo 569.150 2006 forward and continuing, See State v. Reed, inadmissible Hearsay, out-of-court Statement. 282 S.W.2d 3d 835 (Mo banc 2009).

once Counsel objects on the basis of hearsay, the proponent has the burden to demonstrate that the statement fits into a recognized exception to the Hearsay Rule. Dough v. General Box Co., 302 S.W.2d 884, 887 (Mo. 1957). See also State v. Pomeroy, 84 S.W.3d 153, 157, (Mo. App. 2002) Citing State v. Pomeroy, 90 S.W.2d 231, 234 (Mo. App. 1995).

③ Ameren U.E./Ameren Mo. may not fulfill its burden under exception to Hearsay Rule by explaining

to Gay Fred. Unfortunately our records are maintained for only 12 months, which appears to include, Field Service Orders to disconnect from 2006 forward Account # 3443307009 and continuing concealed in Violation of Customer's right under 4 CSR 240-2.135 (4) (F). Highly Confidential Status of Records.

Standard of Review

The Standard of Review for the admission of evidence is abuse of discretion. *State v. Freeman*, 369 S.W. 3d 422, 426 (Mo. banc 2008).

For evidentiary error to cause reversal, prejudice must be demonstrated.

State v. Ferrell, 183 S.W.3d 218, 223, (Mo. banc 2006); *State v. Edwards*, 116 S.W.3d 511, 532 (Mo. banc 2003).

The logical reason Ameren NE/MO. has failed to meet its burden of proof to permit Small access to inspect Client - Customer - Specific information as to Meter disconnect Service orders Account No. 344-33-07009, is inextricably

linked to 2006 time period, meter disconnect - Red Seal - photograph evidence, and Oral admission by Breeze Benton to the effect that NO KWH use is recorded after 2006. disconnect

P.
④

Illegal Disconnect / Trespass
to real property - R.S. Mo.

569.150 et Seq U.S.C.A. 4,
Illegal Search - Seizure at Lot #23,
private property faccety.

"Staff Recommendation"

At Schedule 14, Ameren U.E. a
subsidiary of Ameren Corporation
on November 15, 2007, Customer
Service Agent, In Re: Acct. No. 34433-
informed Amal of Customer - Specific 07009,
Data. This Data (Schedule 14)
Contested case EC-2010-0247,
unavailably shows that prior
to November 15, 2007, meter NO. ???
Lot #23 was in fact in D-I-S-C-O-N-N-
E-C-T Status from 2006 time period,
well before genuine issue over
Draft-Data Record alleged No. 3443307018
were ever created to begin with.

After informal Complaint -

C. 201101337, Formal Complaint
doctored No. EC 2011-0247, Ameren
UE/MO, elected to breach its duty
to permit Public Service Commission
timely, accurate Validated, Verified,
Data Records maintained for
account No. 3443307009, including
Field Service Orders, Cat-out Orders,
for Lot #23 service resulting in No. 11/15/2007
Disconnect Admission.

Ameren U.E./Mo. tariff agreements
do not authorize fabrication of
adjudicatory evidence, used against
An aged, unschooled, ADA pro se,
so as to defeat, deprive small
equal access to justice, under 1, 4, 5, 6,
14 Ameren U.S. Const. When Ameren U.E./Mo.
acts under color of State Law, is a
Corporate legal person - subject further
42 U.S.C. Sect. 12131-12132 et seq.
42 U.S.C. Sect. 1983; 1985 (3) conspiracy.

As Ameren U.E./Mo. Bryce Benton;
Customer Service Reps had disclosed
requested data information as to
November 15, 2007 disconnect customer -
specific data, small would have
disclosed said documents, agreements,
protective order motions so as to
protect all Mo. E. & L. customers
equally. disclosed to AJS TORDON;
Hon. Judge Fred, immediately if
not sooner - Hand delivered.

6 Ameren U.E./Mo.; Bernie Maddaff
accounting practices are licensed
by law and fabricated data records
by Mo. utility do not authorize alleged
trespass - Criminal or Civil, see
United States v. Roy T. Hughes, U.S. Ct. App. No. 07-2213,
517 F.3d 1013; 2008 U.S. App. LEXIS 4011.

DATA disclosure Request
4 CSR 240.2.135 (4)(F).

Respondent, Corporate entity,.
Am U2/Mo. is respectfully Requested
to produce Certified complete, whole,
Verified Data - Customer - Specific
information, E-Mail - letters, phone call memo,
Customer Contact Data, Field Service
Orders; Meter Disconnect Orders,
which Relate directly or indirectly to
Gay News initial investigation
of complaint, Account No. 3443307009
2002 forwards thru N-O-V-E-M-B-E-R
14, 2007 time period.

Alternatively, Withdraw Am MO. -
Answer for purposes of default
and Summary disposition on
filed Complaint Claims. U.S.C.A.
Const. Amend 1, 4, 5, 6, Right to access timely Counsel,
14 equal protection Under 4 CSR-240
adjudicatory hearing involving ADA
white, Disabled Vet. Hernandez v. Texas
347 U.S. 475. Wood Saw today 14 Amend.
breach claim (1954). Respectfully Submitted
Jimmie E. Small

606 West Hwy #2
Milton, Iowa 52570

proof of Service / proof of Mailing

I hereby certify that copies of the
foregoing Supplemental Data Request
were served on AM MO/26. Counsel
of Record SARAH, Cal-Mo, by first
class U.S. Mail, postage fully pre-paid,
all done this 04/06/2011 day.

EXCEPTIONS: NONE TO REPORT.

Original ^{filed} to HON. ALJ-JORDON; JAX Fred. J. B. City
Jimmie E. Small mo

Jimmie E. SMALL
606 West Hwy #2
Milton, Iowa 52570

Ex 8

One Ameren Plaza
1901 Chouteau Avenue
PO Box 66149
St. Louis, MO 63166-6149
314.621.3222

November 15, 2007



Jim E Small
23 Lakeroad Ct.
Kirksville, Mo. 63501

Re: 34433-07009

Dear Mr. Small:

You are eligible to make arrangements for reconnection of service at the above mentioned address. This would require a down payment of \$130.00, with the balance of \$365.78 to be divided into twelve installments of approximately \$30.00 each. The arrangements would be set up when you call back with your receipt and we verify payment has been made. The order for reconnection would also be placed at that time.

We hope that you find this information helpful. Should you require further assistance, please call us at 800-552-7583.

Sincerely,

AmerenUE
Customer Service

*Complaints
Exhibit*

Schedule 14