BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Craig Mershon,	)	
	)	
Complainant,	)	
	)	
vs.	)	File No. EC-2013-0521
	)	
Union Electric Company d/b/a Ameren Missouri	)	
	)	
Respondent.	)	

ORDER TO SHOW CAUSE AND DENYING MOTIONS

Issue Date: October 1, 2013 Effective Date: October 1, 2013

The Missouri Public Service Commission is ordering Craig Mershon to show cause why the Commission should not dismiss the complaint for failure to appear at the pre-hearing conference that the Commission re-scheduled at Mr. Mershon's request. The Commission is also denying motions that Craig Mershon filed on this date, one for more time to file pleadings and one to halt all adverse action on his account. Further, the Commission will again set forth instructions for filing documents with the Commission.

Background

This action consists, in part, of a revival of Mr. Mershon's complaint in File No. EC-2012-0356 ("earlier action"). [1] In the earlier action, Mr. Mershon filed the complaint on May 7, 2012. After continuances of pre-hearing conferences scheduled for July and

[1] *Craig Mershon, Complainant, vs. Union Electric Company d/b/a Ameren Missouri, Respondent*, File No. EC-2012-0356, Electronic Filing and Information System ("EFIS") No. 1, *Complaint*, filed on May 7, 2012. All references to EFIS are to this action except as otherwise noted.

August 2012, and a request for a stay in December 2012, all initiated by Mr. Mershon, the Commission dismissed the earlier action effective on May 17, 2013. [2]

On June 13, 2013, Mr. Mershon initiated the current action.[3] At Mr. Mershon's request, by order dated September 12, 2013, the Commission re-scheduled the pre-hearing conference for October 1, 2013.[4] On the morning of October 1, 2013, Mr. Mershon filed a *Motion Requesting Extended Time for filing Motion and Objection to the Order Denying Motion* ("motion") [5] seeking relief in several forms.

The Commission convened the pre-hearing conference as scheduled. Counsel and party representatives appeared for Union Electric d/b/a Ameren Missouri and for Staff. Mr. Mershon made no appearance.

Failure to Appear

Failure to appear at a pre-hearing conference is grounds to dismiss the complaint,[6] so the Commission will order Mr. Mershon to show cause why the Commission should not dismiss the complaint, for failure to appear at the pre-hearing conference as re-scheduled at his request.

Motion

In the motion, Mr. Mershon "object[s] to the *Order Denying Motion*. [7] In that order, the Commission denied relief from threatened disconnection because the Commission

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[2] File No. EC-2012-0356, EFIS No. 20, Order Dismissing Complaint for Failure to Act.

[3] EFIS No. 1, *Complaint*.

[4] EFIS No. 31, *Order Setting Pre-Hearing Conference And Setting Conditions On Communications*.

[5] EFIS No. 35.

[6] 4 CSR 240.2-090(5); 4 CSR 240.2-116(3).

[7] EFIS No. 35, second page, first line.

found that there was no threatened disconnection as of the date of the order's issuance. The Commission will treat the objection as a motion for reconsideration[8] and deny the motion as to reconsideration, because it does not add anything new for the Commission's consideration as to the disconnection allegedly threatened. [9]

Mr. Mershon also asks for "extra or extended time to file more pleadings [.]" [10] Mr. Mershon offers no allegations why further filings are necessary to support the relief that Mr. Mershon has sought so far. Therefore, the Commission will deny the motion as to an extension of time.

Mr. Mershon also asks "that all adverse action stop while this complaint is in motion [.]"[11] But the Commission's regulations halt collection only as to disputed amounts.[12] Therefore, the Commission will deny the motion to stop all adverse action.

THE COMMISSION ORDERS THAT:

1. The motion for extension of time to file more pleadings is denied.

2. The motion to cease all adverse action is denied.

3. No later than October 11, 2013, Craig Mershon shall file the response as described in the body of this order.

4. Any document that Mr. Mershon files with the Commission by mail shall be addressed to the Commission's Data Center and copied to all other parties.

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[8] 4 CSR 240.2-160(2).

[9] 4 CSR 240.2-160(2).

[10] EFIS No. 35, second page, paragraph 3.

[11] EFIS No. 35, second page, paragraph 3.

[12] 4 CSR 240-13.050(1)(A).

5. This order is effective immediately upon issuance.

BY THE COMMISSION

Morris L. Woodruff
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 1st day of October, 2013.