

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

Noranda Aluminum, Inc., <i>et al.</i> ,)	
)	
Complainants,)	
)	
v.)	Case No. EC-2014-0223
)	
Union Electric Company d/b/a Ameren Missouri,)	
)	
Respondent.)	

**OFFICE OF PUBLIC COUNSEL’S MOTION FOR LEAVE TO FILE OUT OF TIME
AND OBJECTIONS TO AMEREN MISSOURI’S REQUEST TO MODIFY
PROCEDURAL SCHEDULE**

COMES NOW Office of Public Counsel and moves for leave to file the following objections to Ameren Missouri’s *Request to Modify Procedural Schedule* out of time:

1. The Commission issued its *Order Modifying Procedural Schedule* (“Order”) on April 23, 2014, scheduling an evidentiary hearing for July 28 - August 1, 2014, and an anticipated decision date of September 26, 2014 (Doc. No. 73).

2. Thereafter, due to counsel for Ameren Missouri’s pending vacation plans and apparent scheduling conflicts for two Ameren Missouri witnesses, Ameren Missouri filed its *Request to Modify Procedural Schedule* seeking to delay the evidentiary hearing in this case to August 11 (Doc. No. 84).

3. Ameren Missouri then further requested that the Commission delay the anticipated decision date in this case to October 10, 2014 (Doc. No. 84).

4. The AARP and the Consumers Council of Missouri note in their *Objections to Ameren Missouri’s Request to Modify Procedural Schedule* that, should Complainant prevail in

this matter, a two-week delay in the decision of this case will deprive ratepayers of approximately \$2.5 million in value (Doc. No. 88).

5. The Office of Public Counsel concurs with AARP and the Consumers Council of Missouri with respect to the potential cost to ratepayers of Ameren Missouri's request.

6. Accordingly, the Office of Public Counsel objects to Ameren Missouri's proposed delay of the anticipated decision date. In order to accommodate a delayed evidentiary hearing while maintaining the anticipated decision date in this matter, the Office of Public Counsel would not object to a compressed briefing schedule.

WHEREFORE, the Office of Public Counsel respectfully requests that the Commission grant leave to file this response out of time and, further, reject Ameren Missouri's request to modify the anticipated decision date in this case.

Respectfully Submitted,

OFFICE OF PUBLIC COUNSEL

By: /s/ Dustin J. Allison
Dustin J. Allison (Mo. Bar #54013)
Acting Public Counsel
P.O. Box 2230
Jefferson City, MO 65102
(573) 751-5565
(573) 751-5562 FAX
E-mail: dustin.allison@ded.mo.gov

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been emailed this 13th day of May, 2014, to all parties of record in this case.

/s/ Dustin J. Allison