

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

In re: Union Electric Company's	)	
2008 Utility Resource Filing pursuant to	)	Case No. EO-2007-0409
4 CSR 240 – Chapter 22.	)	

**AMERENUE'S RESPONSE TO ORDER DIRECTING PARTIES TO FILE  
ADDITIONAL RESPONSES TO COMMENTS AND SCHEDULING AN ON-  
THE-RECORD PROCEEDING**

**COMES NOW** Union Electric Company d/b/a AmerenUE (AmerenUE) and for its *Response to Order Directing Parties to File Additional Response to Comments and Scheduling an On-The-Record Proceeding*, states as follows:

1. On September 19, 2008, the Missouri Public Service Commission (Commission) issued its *Order Directing Parties to File Additional Responses to Comments and Scheduling an On-The-Record Proceeding* (Order).

2. The Order directed the parties to state what, if any, factual issues remain unresolved.

3. It is the position of AmerenUE that no factual issue remains unresolved. AmerenUE's September 12, 2008, *Response to Reports* (Response) addressed each remaining alleged deficiency. The facts behind each alleged deficiency are not in dispute. The only unresolved issues are the determination of whether or not the allegation constitutes a deficiency, that is, whether or not AmerenUE complied with the requirements of 4CSR 240.2.010, *et. seq.* That determination is not a factual issue but rather the very finding required to be made by the Commission. 4 CSR 240.22.080(13).

4. AmerenUE asks that the Commission find that no facts are in dispute and that no evidentiary hearing is required.

**WHEREFORE**, AmerenUE asks the Commission to accept this *Response to Order Directing Parties to File Additional Response to Comments and Scheduling an On-The-Record Proceeding* in fulfillment of the requirements of Commission's September 19, 2008, Order.

Respectfully submitted,

/s/ **Wendy Tatro**

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## CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 26<sup>th</sup> day of September, 2008.

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