

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

Damon Andersson,)	
	Complainant,)
)	
v.)	
)	Case No. EC-2005-0398
Union Electric Company d/b/a)	
AmerenUE,)	
	Respondent.)

STATEMENTS OF POSITION

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”) and for its Statements Of Position, provides the following:

ISSUE

1. Is Damon Andersson the customer of record for electric service at 111 E. Pitman, O’Fallon, Missouri, for the period of November 10, 2000 to February 28, 2002 with a final unpaid bill of \$795.20?

POSITION

AmerenUE records reflect that Mr. Andersson was the customer of record during this period of time with an unpaid electric bill of \$795.20. Mr. Andersson has asserted to Staff that he was the victim of identity theft in that someone provided AmerenUE with his name and social security number in order to initiate electric service at 111 E. Pitman. The Staff takes no position on this factual issue.

ISSUE

2. If Damon Andersson was not the customer of record for electric service at 111 E. Pitman, did Mr. Andersson reside at this location and receive substantial benefit and use of the electric service during the period of November 10, 2000 to February 28, 2002?

POSITION

Mr. Andersson has not disputed that he resided at 111 E. Pitman or that he received substantial benefit and use of the electric service during the period of November 10, 2000 to February 28, 2002. AmerenUE records reflect that Mr. Andersson was the customer of record during this period of time. The Staff does not dispute that Mr. Anderssen resided at 111 E. Pitman and that he received substantial benefit and use of the electric service during the period of November 10, 2000 to February 28, 2002.

ISSUE

3. Did AmerenUE (“Company”) properly transfer the unpaid bill of \$795.20 for service rendered at 111 E. Pitman to Mr. Andersson’s account at his new residence at 1 El Perro Drive, St. Peters, Missouri?

POSITION

If Mr. Andersson was the customer of record at 111 E. Pitman, the Company’s General Rules and Regulations, V. F. pertaining to “Transfer of Balances” allow that “In the event of disconnection or termination of service at a separate customer metering point, premises or location, Company may transfer any unpaid balance to any other service account of the customer having a comparable class of service.” The Company acted in accordance with Commission rule 4 CSR 240-13.050 (2)(B) which states, in relevant part, “...In the event of discontinuance or

termination of service at a separate residential metering point, residence or location ...a utility may transfer and bill any unpaid balance to any other residential service account of the customer...”

If Mr. Anderssen was not the customer of record at 111 E. Pitman, but received substantial benefit and use of the service at that location, Commission rule 4 CSR 240-13.050 (2)(D) provides that his service may be discontinued at his current residence:

(2) None of the following shall constitute sufficient cause for a utility to discontinue service:

(D) The failure to pay the bill of another customer, *unless the customer whose service is sought to be discontinued received substantial benefit and use of the service;*

WHEREFORE, the Staff submits its Statements of Position as directed by the Commission in its September 9, 2005 Order Setting Procedural Schedule.

Respectfully submitted,

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/s/ Robert S. Berlin
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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or e-mailed to all parties/counsel of record as shown on the attached service list this 16th day of November 2005.

/s/ Robert S. Berlin

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