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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 27th  
day of January, 1995.

In the matter of Union Electric    )  
Company's tariff filing to            )  
implement an Experimental            )    Case No. ET-95-209  
Residential New Construction        )  
pilot program.                        )

SUSPENSION ORDER AND NOTICE

On January 11, 1995, Union Electric Company (UE) submitted tariffs to the Commission designed to allow UE to offer a residential new construction pilot program. This program, according to UE, is designed to evaluate the cost-effectiveness of this demand-side program for residential new construction. The program is generally referred to as the "e-seal" new construction program.

Responses to this tariff filing were made by the Staff of the Commission, the Office of Public Counsel, and jointly by Laclede Gas Company (LGC) and Missouri Gas Energy (MGE), who moved to reject this tariff, or, in the alternative, to suspend the tariff for further investigation. All other responding parties supported the suspension of these tariffs for further examination, generally, as to whether the proposed pilot program constitutes a prohibited promotional practice under 4 CSR 240-14.

After review of the LGC/MGE motion, the other responses to this tariff filing, and UE's response to the LGC/MGE motion, the Commission is of the opinion that the proposed tariffs should be suspended to allow sufficient time to study the effect of the proposed

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tariffs and to determine if they are just, reasonable, in the public interest, and in accordance with 4 CSR 240-14. It is apparent that several issues remain unresolved regarding the details and application of the proposed pilot program. The Commission will, therefore, order the proposed tariffs suspended for a period of 120 days.

In addition, in order to facilitate the expedited hearing of this matter, the Commission will order an early prehearing conference. The parties are advised that, as the result of the early prehearing conference, a suggested procedural schedule should be filed with the Commission as soon as practicable.

The Commission's Information Office will be ordered to send notice of this order to the publisher of each newspaper located in the counties in which UE provides service, as listed in the newspaper directory of the current *Official Manual of the State of Missouri*, and to all members of the General Assembly representing the areas served by UE.

Any city, county, or other proper party desiring to intervene in this proceeding shall file an application to intervene on or before the date set out in this order, as provided by 4 CSR 240-2.110(12), and shall serve a copy of the application on William Jaudes, Vice President and General Counsel, Union Electric Company, P.O. Box 149, St. Louis, Missouri 63166.

IT IS THEREFORE ORDERED:

1. That the proposed tariff sheets submitted on January 11, 1995, by Union Electric Company for the purpose of initiating a residential new construction pilot program, are hereby suspended for an initial period of 120 days, from January 27, 1995, to May 27, 1995.

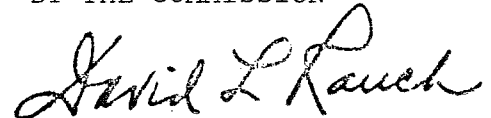
2. That an early prehearing conference in this matter is set for March 7, 1995, commencing at 9:00 a.m. in the Offices of the Public Service Commission, Harry S Truman State Office Building, Room 530, 301 West High Street, Jefferson City, Missouri 65101.

3. That any proper party desiring to intervene and participate in this matter shall file application to do so, and serve a copy of that application on the Vice President and General Counsel of Union Electric Company, no later than 3:00 p.m. on February 28, 1995.

4. That the Information Office of the Commission shall serve and provide notice as set out in this order.

5. That this order shall become effective on the date hereof.

BY THE COMMISSION

A handwritten signature in cursive script, reading "David L. Rauch".

David L. Rauch  
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Perkins,  
Kincheloe and Crumpton, CC., Concur.