

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Noranda Aluminum, Inc., *et al.*,)
)
Complainants,)
)
v.) Case No. EC-2014-0224
)
Union Electric Company, d/b/a Ameren Missouri)
)
Respondent.)
)

**MOTION OF WAL-MART STORES EAST, LP, AND SAM'S EAST, INC.,
TO FILE STATEMENT OF POSITION OUT OF TIME**

Pursuant to 4 CSR 240-2.050(3)(B), Wal-Mart Stores East, LP, and Sam's East, Inc., (collectively "Walmart") respectfully submit this motion to file their Statement Of Position out of time. In support of this Motion Walmart states as follows:

1. Walmart's position in this case was set forth in its rebuttal testimony filed May 9, 2014. The Order Modifying Procedural Schedule established June 6, 2014, as the date for filing Statements Of Position. In an oversight, no Statement Of Position was filed for Walmart, since prefiled testimony had previously been filed.

2. The undersigned counsel was out of the office on a previously planned trip on June 6, 2014, when Statements Of Position were filed by all parties, including parties that had previously filed prefiled testimony. This motion and Walmart's Statement Of Position were filed as soon as possible upon the undersigned counsel's return.

3. No surprise or prejudice will result from the late filing of Walmart's Statement Of Position. Walmart's prefiled testimony and position on the issues have been filed of record and available since May 9, 2014. Walmart's position has not changed since that time and its Statement Of Position only summarizes Walmart's previously filed position.

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4. The relief being requested in this proceeding, if adopted, could result in significant changes to Walmart's cost of electricity, directly and substantially affecting its business and operations in the State of Missouri. Accordingly, Walmart has a direct interest in these proceedings.

5. For these reasons Walmart respectfully requests that this motion be granted and that the its contemporaneously filed Statement Of Position be accepted.

WHEREFORE, Wal-Mart Stores East, LP, and Sam's East, Inc., respectfully request that the Commission grant this motion and accept the Walmart's Statement Of Position.

Dated this 11th day of June, 2014.

Respectfully submitted,

By /s/ Rick D. Chamberlain

Rick D. Chamberlain

Oklahoma Bar Association No. 11255

State Bar of Texas No. 24081827

BEHRENS, WHEELER & CHAMBERLAIN

6 N.E. 63rd Street, Suite 400

Oklahoma City, OK 73105

Tel.: (405) 848-1014

Fax: (405) 848-3155

E-mail: rchamberlain@okenergylaw.com

ATTORNEYS FOR WAL-MART STORES
EAST, LP, AND SAM'S EAST, INC.

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CERTIFICATE OF SERVICE

The undersigned certifies that on June 11, 2014, a true and correct copy of the foregoing was served by U.S. mail, postage prepaid, or by electronic mail addressed to all parties by their attorneys of record.

/s/ Rick D. Chamberlain