

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 25th day
of August, 2010.

| | | |
|-------------------------|---|-------------------------------------|
| Brian L. White, |) | |
| |) | |
| Complainant, |) | |
| |) | |
| v. |) | <u>File No. EC-2010-0276</u> |
| |) | |
| Union Electric Company, |) | |
| d/b/a AmerenUE, |) | |
| |) | |
| Respondent. |) | |

ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE

Issue Date: August 25, 2010

Effective Date: September 1, 2010

The Missouri Public Service Commission is dismissing without prejudice the complaint of Brian L. White. He filed the complaint on April 6. On June 1, the Commission issued an order scheduling a pre-hearing conference for June 22.¹

On June 22, the Commission convened the pre-hearing conference at the time and place set forth in the Commission's order. Despite such notice, Mr. White made no appearance. The Commission issued an Order to Show Cause on July 20, giving Mr. White until July 30 to show cause why he failed to appear for the pre-hearing conference. Mr. White did not respond.

¹ Unless otherwise noted, calendar references are to 2010.

The Commission's regulations provide:

Failure to appear at a prehearing conference without previously having secured a continuance shall constitute grounds for dismissal of the party or the party's complaint . . . unless good cause for the failure to appear is shown.²

The Commission's regulations also provide:

A party may be dismissed from a case for failure to comply with any order issued by the commission.³

Therefore, the Commission will dismiss the complaint without prejudice.

THE COMMISSION ORDERS THAT:

1. The complaint is dismissed without prejudice.
2. This order shall become effective on September 1, 2010.
3. This file shall be closed on September 2, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett,
Gunn, and Kenney, CC., concur.

Pridgin, Senior Regulatory Law Judge

² 4 CSR 240-2.090(5).

³ 4 CSR 240-2.116(3).