

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

Roman Dzhurinskiy and Zinaida Dzurinskaya,)	
)	
Complainants,)	
)	
vs.)	File No. EC-2016-0001
)	
Union Electric Company d/b/a Ameren Missouri,)	
)	
Respondent.)	

**ORDER SUSPENDING DATE
FOR RESPONSE TO MOTION FOR SUMMARY DETERMINATION**

Issue Date: November 12, 2015 Effective Date: November 12, 2015

Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) filed a motion to continue (“motion”)¹ the Office of the Public Counsel’s (“OPC”) pending motion for summary determination². The motion is subject to the following standard:

For good cause shown, the commission may continue the motion for summary determination for a reasonable time to allow an opposing party to conduct such discovery as is necessary to permit a response to the motion for summary determination. [³]

May means an option. ⁴ Good cause means a substantial reason.⁵

In support of the motion, Ameren Missouri cites the date for filing a response (“response”) to OPC’s motion for summary determination and Ameren Missouri’s discovery

¹ EFIS No. 48 (November 12, 2015) *Motion to Continue*.

² Electronic Filing Information System (“EFIS”) No. 19 (September 14, 2015) *Motion for Summary Determination*.

³ 4 CSR 240-2.117(1)(D).

⁴ *S.J.V. ex rel. Blank v. Voshage*, 860 S.W.2d 802, 804 (Mo. App., E.D. 1993).

⁵ *State v. Latall*, 271 S.W.3d 561, 563 (Mo. banc 2008).

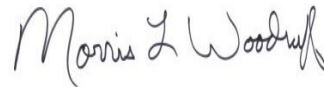
requests to OPC, which are the subject of a pending motion to compel. The Commission's ruling on the motion to compel is necessary to permit the response, but the current date for filing the response is November 16, 2015.⁶ Those circumstances constitute good cause and support continuing the motion for summary determination.

As to the duration of the continuance, Ameren Missouri proposes alternatives. The most appropriate alternative will depend on how the Commission rules on the motion to compel. Therefore, the Commission will suspend the current date for filing the response and set a new filing date when it has ruled on the motion to compel.

THE COMMISSION ORDERS THAT:

1. The *Motion to Continue* is granted and the date for filing any response to the motion for summary determination is suspended.
2. This order shall be effective when issued.

BY THE COMMISSION



Morris L. Woodruff
Secretary



Daniel Jordan, Senior Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 12th day of November, 2015.

⁶ EFIS No. 35 (October 13, 2015) *Order Setting Procedural Schedule*.