

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

Cynthia Cline,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. EC-2005-0220
	)	
Union Electric Company, d/b/a as AmerenUE,	)	
	)	
Respondent.	)	
	)	

**STAFF REPORT AND MOTION FOR PROTECTIVE ORDER**

Comes now the Staff of the Missouri Public Service Commission (Staff) pursuant to a February 15, 2005 Order Directing Filing of the Missouri Public Service Commission (Commission) and Commission Rules 4 CSR 240-2.085 and 4 CSR 240-2.070(10) and submits its report respecting its investigation as a “Highly Confidential” document, and requests that the Commission issue a Protective Order in this case. The Staff report recommends that the Commission issue an Order setting a prehearing conference and require the subsequent filing by the parties of a procedural schedule. In support thereof, the Staff states as follows:

1. On February 15, 2005, the Commission issued an Order Directing Filing wherein the Commission, pursuant to 4 CSR 240-2.070(10), directed the Staff to investigate the complaint of Cynthia Cline and file a report by 4:00 p.m. on March 15, 2005.

2. Pursuant to the Commission's February 15, 2005 Order Directing Filing, the Staff conducted an investigation and has prepared its report, which is ready for filing with the Commission. Commission Rule 4 CSR 240-2.070(10) states as follows:

The commission may order, at any time after the filing of a complaint, an investigation by its staff as to the cause of the complaint. The staff shall file a report of its findings with the commission and all parties to the complaint case. The investigative report shall not be made public unless released in accordance with sections 386.480, 392.210(2) or 393.140(3), RSMo, or during the course of a hearing involving the complaint.

Thus, a Staff report in a complaint case would be a proper document for at least initially being filed as a document to be protected from public disclosure, and as being covered by the Commission's standard Protective Order. In fact, one of the areas covered under the Highly Confidential designation of the Commission's Standard Protective Order is "material or documents that contain information relating directly to specific customers." As a consequence, the Staff is requesting that pursuant to Commission Rule 4 CSR 240-2.085, the Commission issue its standard Protective Order to cover the Staff report which is being filed as a "Highly Confidential" document.

3. The Staff report, which follows as Appendix A, recommends that the Commission (a) issue an Order setting a prehearing conference, and (2) require the subsequent filing by the parties of a procedural schedule for presenting the factual issues to the Commission for a decision.

Wherefore, the Staff submits its report respecting its investigation (designated as a Highly Confidential document), and requests that the Commission issue its standard Protective Order in this case, issue an Order setting a prehearing conference, and require the subsequent filing by the parties of a procedural schedule.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/Steven Dottheim**

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to all counsel of record this 15th day of March 2005.

**/s/ Steven Dottheim**