

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 14th day of May, 2014.

Noranda Aluminum, Inc., et al.,)
)
Complainants,)
)
v.)
)
Union Electric Company, d/b/a)
Ameren Missouri)
)
Respondent.)

File No. EC-2014-0223

ORDER REGARDING REQUEST TO SET TEST YEAR AND TRUE-UP

Issue Date: May 14, 2014

Effective Date: May 14, 2014

On May 1, 2014, the Complainants filed a motion asking the Commission to establish a test year for this case, consisting of the twelve months ending September 30, 2013, with a true-up for known and measurable changes ending March 31, 2014. The Commission established 1:00 p.m. on May 9 as the deadline to respond to Complainants' motion.

Staff filed a response to the Complainants' request for a test year on May 2 in which it advises the Commission to deny the request to establish a test year. Complainants replied to Staff's response on May 9. On that same date, Ameren Missouri filed a response urging the Commission to deny the Complainant's request to establish a test year.

The Commission establishes a test year at the start of a general rate proceeding to allow all parties to use a common frame of reference to analyze the utility's expenses and

revenues while considering all relevant factors in establishing a just and reasonable prospective rate for the utility. However, this is not a general rate proceeding, rather it is a rate complaint.

The Complainants claim that establishment of a test year for this rate complaint “is necessary for the Commission and the parties to identify and quantify the issues presented in this case.” The Complainants bear the burden of proving that they are entitled to relief pursuant to their complaint. Their complaint, and the direct testimony they filed along with that complaint, identified the issues and timeframes presented. The established procedural schedule does not allow for the presentation of additional direct testimony, so no new issues can be raised. Since there will be no additional direct testimony and there can be no additional issues, the establishment of a test year and true-up period at this point in the proceedings is unnecessary.

THE COMMISSION ORDERS THAT:

1. The Complainants’ Request to Set Test Year and True-Up is denied.
2. This order shall become effective upon issuance.

BY THE COMMISSION



A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

R. Kenney, Chm., Stoll, W. Kenney, Hall,
and Rupp, CC., concur.

Woodruff, Chief Regulatory Law Judge