

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

**FILED**

MAR 17 2015

Missouri Public  
Service Commission

JIMMIE E. SMALL,  
Complainant,

v.

Case No: EC-2015-0058

UNION ELECTRIC CO., d/b/a  
Ameren Missouri, a Utility,  
Respondent.

**COMPLAINANT' RULE 56.01 FIRST REQUEST FOR PRODUCTION OF  
DOCUMENTS AND THINGS**

**COMES NOW** the Complainant, pro se in the above captioned matter and request respondent utility produce the following records, documents, license, insurance policies etc., permitted under Rule of Civ. Proc. Rule 56.01.

1. Please attach to response No. 1, any Insurance agreement under which any person carrying on an insurance agreement may be liable to satisfy part of a judgment that may be ultimately entered against Respondent Electric Company d/b/a Ameren Missouri plus any supplements, additions, or policy corrections, 2007 forward and continuing.

**RESPONSE:**

2. Please attach to production request response No: two (2) each Federally ratified agreement, lease, contract, subcontract, permit, license, electrical distribution policy, practice, or custom entered into by Respondent Union Electric Company, and federal entity, \* \* \* granting exclusive rights, privileges, access to water impounded at Lake of the Ozark region, Bagnell Dam federally constructed project now subject to 42 U.S.C. sect 2000d-3 et seq, citizen participation laws.

**RESPONSE:**

3. Please attach to production request response, NO' three (3), each pleading, [answer] No: EC-2011-0247; NO: EC-2012-0050; NO: EC-2015-0058, filed by Respondent Union Electric which respondent claims raised affirmative defenses such as tolling provisions of V.A.M.S. section 516.120 [ Rule 55.27 (g)(2)]. Tolling defense claims or some other exception to a statute of limitations affirmative defense, NO: EC-2015-0058. V.A.M.S. sect. 516.120(1). See Sarah Illig v. Union Electric Company, 652 F. 3d 971; 2011 U.S. App. LEXIS 18173.

**RESPONSE:**

4. Please attach to production request response No: four (4), each U.E. assignment of \$846.15 alleged account debt 2007 time period to Third Party, Consumer Collection Management, plus attach each letter, directive, withdraw notice, E-mail communication, phone communication memo, computer stored data, relating directly or indirectly to the privacy account matters of Complainant Small Account with Respondent Union Electric Company. Rule 56.01, within the custody, possession and control of Union Electric Company, its agents and assigns.

**RESPONSE:**

5. Please attach to production request response NO. five (5), each written above surface and below ground easement electrical power use, contract, license, permit, understanding, ratified by Union Electric Company officials entered into with Lake Road Village Trailer Park, Everett LaCost Landowner, 23067 Potter Trail, Kirksville, Missouri. 63501.

**RESPONSE:**

6. Please attach to production request response No; six (6) each Respondent document, letter, Phone Call memo, which placed Respondent on NOTICE that a dispute existed between LOT # 23, occupant, electrical customer

Small, and relating directly or indirectly to the specific date on which Respondent Utility **A-S-S-I-G-N-E-D** the right to collect an alleged debt to Consumer Collection Agency. See Ameren's Response to CP Motion for Summary Determination, Page 1 Of seven (7) paragraph response, four (4). See also different legal standard argument, Page three (3) paragraph 17, s/s Sarah Giboney. Certified served on December 22, 2014.

**RESPONSE:**

7. Please attach to Production request response, NO. seven (7), each report, telephone Memo, Computer store documents, written inquiry, notice, communicated by Respondent Agents to Landlord, Everett LaCost, LOT # 23, Lake Road Village Tr. Park, Kirksville, Mo. which relate directly or indirectly to electric service business, LOT # 23, Lake Road Village Park, 2002 time period thru 2015 time period and continuing.

**RESPONSE:**

8. Please attach to production request response No: eight (8) each Kirksville Mo. Code of ordinance, **Ratified franchise agreement**, law, rule, tariff agreement, which Respondent legally permitting a Kirksville, Mo Mini Charge tax, including reference to every statute or Constitutional provision Respondent relies in its effort to now collect the alleged \$ 846.15 alleged

debt due Respondent Union Electric Company and using Mo. state action through the Missouri Public Service Commission, V.A.M.S. sect 516.120(1).

Respectfully submitted

*J.E.S.*  
*Jimmie E. Small*

JIMMIE E. SMALL

606 West Hwy # 2,  
Milton, Iowa, 52570

### CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Request For Production of Documents and Things, pursuant to rule, was served upon counsel of record for UE, at their respective addresses disclosed on the Pleadings, on this March 12, 2015, with an original copy filed with the Commission Data Center, 200 Madison, Street, Jefferson City, by U.S. Mail. Respondent's copy was faxed to Respondent counsel Mr. Matthew R. Tomc, St. Louis, Mo. Fax No. 314-554-4014. Plus attachments, EXHIBIT "A" September 08, 2014 debt collection evidence drafter by agent Cathy Hart. V.A.M.S. sect 516.120.1 Five year statute of limitations.

*Jimmie E. Small*  
JIMMIE E. SMALL