

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

Jimmie E. Small,	)	
	)	
Complainant,	)	
	)	
v.	)	<u>Case No. EC-2015-0058</u>
	)	
Union Electric d/b/a Ameren Missouri,	)	
	)	
Respondent.	)	

**MOTION TO RECONSIDER**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Motion to Reconsider*, states:

1. Predicated on its understanding that Staff filed its report as highly confidential because it contains customer specific information as defined in rule 4 CSR 240-2.135(1)(B)(1)) the Commission ordered Staff to file a redacted public version of its report on October 15, 2014, in its *Orders for Small Formal Complaint, Denying Motions to Dismiss, and Setting Time for Filing*.<sup>1</sup>

2. Staff filed its report as highly confidential because the last sentence of rule 4 CSR 240-2.070(11) requires it do so:

(11) 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 section 386.480, 392.210(2), or 393.140(3), RSMo, or during the course of the hearing involving the complaint.*** (Emphasis added.)

3. Absent guidance from the Commission as to which portions of Staff's report are to be made public, Staff is unable to comply with the Commission's order.

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<sup>1</sup> Orders for Small Formal Complaint, Denying Motions to Dismiss, and Setting Time for Filing, pg. 2.

**WHEREFORE**, Staff respectfully requests the Commission to reconsider its order and either:

(1) withdraw the order,

(2) withdraw the order and make public those portions of Staff's report it views should be made public, or

(3) identify which portions of the Staff report the Commission finds should be made public so that Staff can make a redacted filing.

Respectfully submitted,

**/s/ Alexander Antal**

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 22nd day of October, 2014.

**/s/ Alexander Antal**