

**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 GRANTING WAIVER**

Issue Date: August 25, 2015

Effective Date: August 25, 2015

The Missouri Public Service Commission is granting Staff’s motion for waiver (“motion”).<sup>1</sup> The motion seeks a waiver of the regulation<sup>2</sup> that bars Staff from “advocat[ing] a position beyond reporting the results of its investigation.” The Commission received no response to the motion within the time allowed by regulation.<sup>3</sup>

The standard for waiving a regulation is good cause.<sup>4</sup> In support of the motion, Staff argues that the complaint requires interpretation of a tariff provision. The provision institutes an Energy Efficiency Investment Charge as part of the Missouri Energy Efficiency Initiative Act. The issue is one of first impression. Staff’s recommendation might be more helpful to the Commission if Staff is free to advocate a position on that provision. Those facts constitute good cause for a waiver.

---

<sup>1</sup> Electronic Filing Information System (“EFIS”) No. 8 (August 14, 2015) *Staff’s Request for Extension and Waiver for Recommendation*.

<sup>2</sup> 4 CSR 240-2.070(15)(D).

<sup>3</sup> 4 CSR 240-2.080(13).

<sup>4</sup> 4 CSR 240-2.015(1).

Therefore, the Commission will grant the motion and allow Staff to advocate a position beyond reporting the results of its investigation.

**THE COMMISSION ORDERS THAT:**

1. Staff's request for waiver, as described in the body of this order, is granted.
2. This order shall be effective when issued.

**BY THE COMMISSION**



A handwritten signature in black ink that reads "Morris L. Woodruff".

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 25<sup>th</sup> day of August, 2015.