

Jimmie E. Small,

VS.

Respondent

**Case No. EC-2012-0050**

COMES NOW the Office of the Public Counsel and for its Response to Order Directing

Filing states as follows:

1. On August 31, 2011, Jimmie E. Small filed a complaint against Union Electric Company d/b/a Ameren Missouri UE.<sup>1</sup>

2. On October 26, 2011, the Commission issued an order directing the parties to state “what remedy, if any, the Commission has authority to grant Mr. Small in the event he prevails in his complaint.” The Commission set a deadline of November 7, 2011 for this filing.

3. Although the filings in this case are voluminous and appear to contain much information that may not be germane to the central issues, it appears that there are at least two substantive issues that will be presented to the Commission and that the Commission may be able to properly rule upon: 1) whether Mr. Small's electric service in Kirksville was disconnected in 2006 in accordance with applicable statutes, rules and tariffs; and 2) whether

<sup>1</sup> Other entities were included in the complaint as additional respondents, but the Commission subsequently dismissed them.

charges allegedly incurred after the 2006 disconnection have been improperly charged to Mr. Small's account.

4. A finding in Mr. Small's favor on either or both of these issues could provide a meaningful remedy to Mr. Small.

WHEREFORE Public Counsel respectfully offers this response to the Commission's October 26 order.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

By: /s/Lewis R. Mills  
Lewis R. Mills, Jr. (#35275)  
Public Counsel  
P O Box 2230  
Jefferson City, MO 65102  
(573) 751-1304  
(573) 751-5562 FAX  
[lewis.mills@ded.mo.gov](mailto:lewis.mills@ded.mo.gov)

**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been emailed to all parties this 7th day of November 2011.

**Missouri Public Service Commission**

Jennifer Hernandez  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
jennifer.hernandez@psc.mo.gov

**Missouri Public Service Commission**

Office General Counsel  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
GenCounsel@psc.mo.gov

**Union Electric Company**

Sarah E Giboney  
P.O. Box 918  
Columbia, MO 65205-0918  
giboney@smithlewis.com

**Union Electric Company**

Wendy Tatro  
1901 Chouteau Avenue  
St. Louis, MO 63166-6149  
AmerenMOService@ameren.com

**Jimmie E. Small**

Jimmie E Small  
General Delivery  
3535 Locust St.  
Quincy, IL 62301

By: /s/Lewis R. Mills