

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

Craig Mershon,)	
)	
Complainant,)	
)	
vs.)	File No. EC-2013-0521
)	
Union Electric Company d/b/a Ameren Missouri)	
)	
Respondent.)	

ORDER SCHEDULING DISCOVERY CONFERENCE

Issue Date: February 18, 2014

Effective Date: February 18, 2014

The Missouri Public Service Commission is scheduling a discovery conference to discuss the discovery of Craig Mershon and ordering the filing of objections to that discovery.

Background

Mr. Mershon proposed a deadline for serving discovery of February 7.¹ Union Electric Company d/b/a Ameren Missouri ("Ameren") and Staff agreed and proposed an expedited deadline for serving their responses and objections to Mr. Mershon's discovery² of February 14, 2014.³ The Commission ordered those dates.⁴

¹ Electronic Filing and Information System ("EFIS") No. 78, *Motion of Objection for Notice of Hearing Order Resetting Procedural Schedule, and Order to File Response* filed on January 30. All dates are in 2014.

² Ameren and Staff served no discovery.

³ EFIS No. 81, *Expedited Response to Complainant's Pleadings* filed on January 31.

⁴ EFIS No. 84, *Order Amending Procedural Schedule* issued on January 30.

On February 13, Mr. Mershon filed⁵ a *First Set of Documents for A Motion to Produce and Documents from Union Electric Company or Ameren Missouri*⁶ (“discovery”). Also on February 13, 2014, Staff sent its objections to the discovery (“Staff’s objections”) to Mr. Mershon by email, later copied to the RLJ by email (Staff objection email). On February 14, 2014, Ameren filed a certificate of service for objections to the discovery⁷ (“Ameren’s objections”).

Also on February 14, 2014, Mr. Mershon attempted to contact Ameren, for a discussion of Ameren’s objections to Mr. Mershon’s discovery. Mr. Mershon contacted the Regulatory Law Judge (“RLJ”) assigned to this action and informed him that the attempt was unsuccessful. The RLJ’s office also attempted to convene a telephone conference with all parties, but that effort was also unsuccessful.

Conference and Filing

Mr. Mershon’s attempt to contact Ameren, and Mr. Mershon’s attempt to arrange a conference with the RLJ, are in accordance with the Commission’s regulations related to the enforcement of discovery. The next step is a written motion. But the Commission is aware of the obstacles that drafting and filing a motion represent to Mr. Mershon. Also, the date for the evidentiary hearing is only nine days from the date of this order. Therefore, the Commission will dispense with a written motion and hear argument on Staff’s objections and Ameren’s objections (“objections”).

⁵ The date of service is unclear from the record.

⁶ EFIS No. 87 filed on February 13.

⁷ EFIS No. 88, *Certificate of Service* filed on February 13.

The Commission will take up the objections at a discovery conference as described in the ordered paragraphs of this order. To facilitate that discovery conference, the Commission will file the Staff objection email. The Commission will also order Ameren to file its objections.

The Commission also notes that Mr. Mershon's cover letter to his discovery refers to a *Renewed Objection to Denial of Injunctive Relief*. That document was not in the envelope with the discovery and cover letter. Mr. Mershon may still file that document.

THE COMMISSION ORDERS THAT:

1. The Commission will convene a discovery conference on February 19, 2014, at 10:00 a.m. in Room 305 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri 65102. Any appearance may be either in person or through counsel, and may be either in the hearing room or by telephone. Any appearance by telephone shall be made by dialing 573-526-8613 at the conference's start time.

2. That building meets accessibility standards required by the Americans with Disabilities Act. Any person who needs additional accommodations to participate in the pre-hearing conference or evidentiary hearing shall contact the Commission not later than the day before such event. Such contact shall be through the Commission's Hotline at 1 800-392-4211 (voice) or Relay Missouri at 711.

3. The Commission's Data Center shall file the Staff objection email in EFIS.
4. Union Electric Company d/b/a Ameren Missouri shall file Ameren's objections, as described in the body of this order, no later than February 18, 2014.
5. This order is effective immediately upon issuance.

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 18th day of February, 2014.