

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

ROBERT B. HECTOR,	)	
	)	
Complainant,	)	
	)	
v.	)	Case No. EC-2009-0112
	)	
AMERENUE,	)	
	)	
Respondent.	)	

## ORDER to Show Cause

Issued: January 21, 2009

Effective: January 21, 2009

The Missouri Public Service Commission grants the Motion to Issue Order to Show Cause filed by the Commission's staff ("Staff"). The Commission orders Robert B. Hector to show cause why the Commission should not dismiss his complaint. Mr. Hector's shall file his response to this order no later than January 28, 2008.

### A. Procedure So Far

Mr. Hector filed the complaint against AmerenUE on September 24, 2008. On November 3, 2008, AmerenUE filed its answer. The Commission's staff ("Staff") filed its recommendation on December 3, 2008.

On December 5, 2008, the Commission sent Mr. Hector a reply form to help the Commission process the complaint. The reply form included instructions on how to fill it in and return it to the Commission. The instructions stated:

If you do not reply to a statement, the PSC may assume that you believe that such statement is true. You must return the attached form to the PSC no later

than December 19, 2008. If you do not return the form by that date, the PSC may assume that you are no longer pursuing your complaint.

On December 22, 2008, Mr. Hector contacted the Commission and stated that he had received the reply form and cover letter in damaged and partially illegible condition.

Also on December 22, 2008, in response to Mr. Hector's telephone contact, the Commission sent him another cover letter and a copy of the reply form, and extended his time for responding until January 19, 2009. Nevertheless, as of the date of this order, Mr. Hector has not returned any reply form to the Commission. On January 21, 2009, Staff filed a motion asking that the Commission issue an order to show cause, and the Commission now grants that motion.

#### B. Next Steps

Mr. Hector's failure to respond to Commission correspondence suggests that he no longer intends to pursue the complaint. If he no longer intends to pursue the complaint, the Commission will dismiss it. Before the Commission dismisses the complaint, Mr. Hector may show cause why the Commission should not dismiss the complaint.

To show cause why the Commission should not dismiss the complaint, Mr. Hector must respond to this order by stating that he intends to pursue the complaint. If Mr. Hector does not respond to this order by stating that he intends to pursue the complaint, the Commission will assume that he no longer intends to pursue the complaint, and may dismiss the complaint. If Mr. Hector responds to

this order, the Commission may schedule a hearing on the complaint, but retains the authority to dismiss the complaint.

Mr. Hector's response to this order must also include the reply form executed as instructed.

**THE COMMISSION ORDERS THAT:**

1. Robert B. Hector shall respond to this order.
2. Robert B. Hector's response to this order shall state whether he intends to pursue his complaint.
3. Robert B. Hector's response to this order shall also include the reply form executed as instructed.
4. Robert B. Hector shall file any response to this order no later than January 28, 2009.
5. This order shall be effective immediately upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Jordan, Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 21<sup>st</sup> day of January 2009.