

FILED

FEB 09 2004

BEFORE THE PUBLIC COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of)
Union Electric Company, doing business)
As AmerenUE, for a Variance from the)
Separate Metering Requirement of the)
Commission's Rule For the River's Edge)
Project located at 600 River's Edge Dr.,)
St. Charles, Missouri)

Missouri Public
Service Commission

Case No. EE-2004-0268

RIVER'S EDGE APPLICATION TO INTERVENE AND
MOTION FOR RECONSIDERATION BY ELECTRIC METER VARIANCE COMMITTEE, OR,
IN THE ALTERNATIVE, REQUEST FOR HEARING

Comes now River's Edge Properties, L.L.C. ("River's Edge") and, pursuant to 4 CSR 240-2.075 and 4 CSR 240-20.050(5)(C), files its application to intervene in this proceeding. In support of its application, River's Edge states as follows:

1. River's Edge is a Missouri corporation and is constructing a project located at 600 River's Edge Dr. in St. Charles, Missouri ("River's Edge Project").
2. The River's Edge Project will be a retirement community of 147 units.
3. On December 22, 2003, Union Electric Company, doing business as AmerenUE, filed an application for a variance from the individual metering requirements of 4 CSR 240-20.050 for the River's Edge Project ("Application").
4. On January 29, 2004, the Electric Meter Variance Committee ("Committee") met regarding the Application. On January 30, 2004, the Committee issued a recommendation for denial of the Application.
5. The interests of River's Edge will be affected by the outcome of this proceeding, and cannot be adequately represented by any other party. If permitted to intervene, River's Edge will take the position that the Application should be granted.
6. River's Edge requests not only that it be permitted to intervene in this matter, but also requests that the Committee reconsider its recommendation for denial of the Application. River's Edge did not meet with the Committee and has not previously participated in this case. It appears that key facts

regarding the River's Edge project which would be pertinent to the Committee's decision have not been presented. Reconsideration would permit River's Edge to present facts relevant to the Application which were not previously considered by the Committee.

7. The presentation of additional evidence to the Committee, and reconsideration by the Committee of its January 30 recommendation, would assist the Commission by permitting development of a full record as a basis for the Committee's recommendation. Reconsideration would conserve the Commission's and the parties' resources by potentially preventing an unnecessary evidentiary hearing by the Commission, or at least would conserve resources by ensuring that the Committee's recommendation to the Commission encompasses all relevant evidence.

WHEREFORE, River's Edge requests that (1) it be permitted to intervene with full rights as a party to this case; and (2) the Committee reconsider its January 30, 2004 decision and permit River's Edge the opportunity to present evidence in support of the Application, or, in the alternative, that the Commission grant a hearing in this case.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed to the parties on the Commission's service list this 9th day of February, 2004.

Diana Vuylsteke