

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

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|------------------------------|---|-------------------------------------|
| Matthew D. Ciecalone, |) | |
| |) | |
| Complainant, |) | |
| |) | |
| v. |) | <u>File No. EC-2016-0022</u> |
| |) | |
| Union Electric Company d/b/a |) | |
| Ameren Missouri, |) | |
| |) | |
| Respondent. |) | |
| |) | |
| VIA CERTIFIED MAIL |) | |

**ORDER GIVING NOTICE OF CONTESTED CASE, DIRECTING RESPONDENT
TO FILE A RESPONSE, AND DIRECTING STAFF INVESTIGATION**

Issue Date: August 5, 2015

Effective Date: August 5, 2015

On July 30, 2015, Matthew Ciecalone filed a complaint with the Missouri Public Service Commission against Union Electric Company d/b/a Ameren Missouri. A copy of the complaint accompanies this notice. This is a contested case¹ pursuant to Section 386.390, RSMo 2000. This case will proceed under the small formal complaint process.²

On August 3, Sarah Giboney and Matthew Tomc entered their appearances on behalf of Ameren Missouri. The Commission will set a deadline for Ameren Missouri to file an answer. In the alternative, Ameren Missouri may file a written request that the complaint be referred to a neutral third-party mediator for voluntary mediation of the complaint. Upon receipt of a request for mediation, the 30-day time period shall be tolled while the

¹ A “[c]ontested case’ means a proceeding before an agency in which legal rights, duties or privileges of specific parties are required by law to be determined after hearing.” Section 536.010.4, RSMo Cum.Supp. 2013.

² 4 CSR 240-2.070(15).

Commission ascertains whether or not Mr. Ciecalone is also willing to submit to voluntary mediation. If he agrees to mediation, the time period within which an answer is due shall be suspended pending the resolution of the mediation process. Additional information regarding the mediation process is enclosed. If Mr. Ciecalone declines the opportunity to seek mediation, Ameren Missouri will be notified in writing that the tolling has ceased and will also be notified of the date by which an answer or notice of satisfaction must be filed. That period will usually be the remainder of the original 30-day period.

As required by Section 536.067(2)(f), RSMo 2000, the Commission informs the parties that the Commission's provisions governing procedures before the Commission, including provisions relating to discovery, are found at Commission Rule 4 CSR 240-2.090. The Commission will also set a deadline for its Staff to complete an investigation and file a report.

THE COMMISSION ORDERS THAT:

1. Ameren Missouri shall file an answer to this complaint or request for mediation no later than September 4, 2015, and serve a copy upon Mr. Ciecalone. All pleadings (the answer, the notice of satisfaction of complaint or request for mediation) shall be filed in the Commission's Electronic Filing and Information System (EFIS) or mailed to the Secretary of the Commission.

2. The Staff of the Missouri Public Service Commission shall investigate this complaint and file a report with the Commission no later than September 21, 2015.

3. This order shall be effective when issued.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

Kim S. Burton, Regulatory Law Judge,
by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of August, 2015.