

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Vas Construction, LLC,)	
)	
Complainant,)	<u>File Nos.: EC-2021-0295</u>
)	<u>EC-2021-0296, EC-2021-0297,</u>
v.)	<u>EC-2021-0298, EC-2021-0299,</u>
)	<u>EC-2021-0300, EC-2021-0301,</u>
Union Electric Company d/b/a Ameren)	<u>EC-2021-0302, EC-2021-0303</u>
Missouri,)	
)	
Respondent)	

ORDER GRANTING CONSOLIDATION REQUEST AND PROVIDING CLARIFICATION

Issue Date: April 7, 2021

Effective Date: April 7, 2021

On March 19, 2021, Vas Construction, LLC filed nine complaints against Union Electric Company d/b/a Ameren Missouri. Each complaint represents a different service address, and the Commission assigned each complaint a unique file number, ranging from 0295 to 0303. The Commission directed notice of each file and in some cases directed a report and recommendations from the Staff of the Missouri Public Service Commission (Staff).

On April 5, 2021, Staff filed a motion seeking clarification as to why only some files were assigned a review by Staff. In clarification, the Commission distinguished the cases based on the amount alleged in controversy. The file numbers in which the complaint involves an amount under \$3,000 followed the Commission's small formal complaint procedure.¹ Specifically, Commission Rule 20 CSR 4240-2.070(15)(D) requires Staff to

¹ 20 CSR 4240-2.070(15).

file a report and recommendation. However, the Staff report and recommendation is permissive in non-small formal complaints.²

Staff's motion also included a request to consolidate the nine complaints. Staff states consolidation is appropriate due to related questions of fact. Counsel represents neither the complainant nor the respondent objected to consolidation. Commission Rule 20 CSR 4240-2.110(3) allows for the consolidation of cases with related questions of law or fact. Since these cases involve related questions fact, and the request is unopposed, the Commission will grant the consolidation.

As the files are to be consolidated, the Commission will extend its prior order directing a Staff report and recommendations in the small formal complaint files to all nine of the complaints, regardless of the amount in controversy.

THE COMMISSION ORDERS THAT:

1. Staff's motion to consolidate the nine complaints filed by Vas Construction, LLC is granted, with File No. EC-2021-0295 being the lead file number. The File Nos. to be consolidated are as follows: EC-2021-0295, EC-2021-0296, EC-2021-0297, EC-2021-0298, EC-2021-0299, EC-2021-0300, EC-2021-0301, EC-2021-0302, and EC-2021-0303.

2. Staff shall investigate all nine complaints and file a report and recommendations no later than May 3, 2021.

3. This order shall be effective when issued.

² 20 CSR 4240-2.070(11).



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Charles Hatcher, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,
on this 7th day of April, 2021.