

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

In the Matter of the Application of)
Union Electric Company for Authority)
To Continue the Transfer of)
Functional Control of Its Transmission)
System to the Midwest Independent)
Transmission System Operator, Inc.)

Case No. EO-2011-0128

**PUBLIC COUNSEL’S OBJECTION TO
NONUNANIMOUS STIPULATION AND AGREEMENT**

COMES NOW the Office of the Public Counsel and for its Objection to Nonunanimous Stipulation and Agreement states as follows:

1. On November 17, 2011, the Staff of the Missouri Public Service Commission, Union Electric Company d/b/a Ameren Missouri, the Midwest Independent Transmission System Operator, Inc. and the Missouri Industrial Energy Consumers filed a Non-Unanimous Stipulation and Agreement. Public Counsel was not a signatory to the Non-Unanimous Stipulation and Agreement.

2. Rule 4 CSR 240-2.115(2)(B) provides that a non-signatory party “shall have seven (7) days from the filing of a nonunanimous stipulation and agreement to file an objection.” The rule further provides that “[f]ailure to file a timely objection shall constitute a full waiver of that party’s right to a hearing.”

3. Pursuant to 4 CSR 240-2.115(2)(B), Public Counsel hereby objects to the Nonunanimous Stipulation and Agreement filed on November 17, 2011. Pursuant to 4 CSR 240-2.115(2)(D), “[a]ll issues shall remain for determination after hearing.”

WHEREFORE Public Counsel respectfully submits its objection to the Nonunanimous Stipulation and Agreement.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 23rd day of November 2011:

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