

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

Noranda Aluminum, Inc. et al.,)	
Complainant,)	
)	
v.)	<u>File No. EC-2014-0223</u>
)	
Union Electric Company, d/b/a)	
Ameren Missouri,)	
Respondent.)	

THE OFFICE OF THE PUBLIC COUNSEL’S STATEMENT OF POSITION

COMES NOW the Office of the Public Counsel (Public Counsel) and presents its Statement of Position as follows:

1. Can and should the Commission order a reduction in Ameren Missouri’s rates as proposed by Complainants, to apply to service rendered after the conclusion in this case?

Rates must be just and reasonable and provide the utility no more than the cost of service plus an opportunity to earn a profit up to but not exceeding the approved return on equity (ROE). So, if the Commission makes a finding of over earning, then it is Public Counsel’s position that yes, the Commission can and should order a reduction in rates on a going-forward basis.

It is Public Counsel’s position that the testimony of Noranda witnesses Mr. Greg R. Meyer and Mr. Michael P. Gorman supports a finding by the Commission that Ameren Missouri is over earning. Therefore, the Commission can and should make a finding of over earning and order a reduction in rates to apply to service rendered after the conclusion of this case.

WHEREFORE, Public Counsel respectfully submits its statement of position on the issues in this case.

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 parties of record this 22nd day of July 2014:

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