

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

In the Matter of the Application of Union Electric)	
Company d/b/a AmerenUE for Authority to)	
Continue the Transfer of Functional Control)	<u>Case No. EO-2008-0134</u>
of Its Transmission System to the Midwest)	
Independent Transmission System Operator, Inc.)	

PUBLIC COUNSEL’S NOTICE OF EXPERT UNAVAILABILITY

COMES NOW the Office of the Public Counsel and for its Notice of Expert Unavailability states as follows:

1. On January 24, 2008, the Commission issued an order in which it scheduled a prehearing conference on February 6, 2008 at which the parties are directed to “have subject matter experts available to participate in the conference and answer questions.”

2. Ryan Kind is Public Counsel’s only subject matter expert participating in this case. Mr. Kind will be out of the country on February 6, and unable to participate in the scheduled prehearing.

WHEREFORE, Public Counsel respectfully submits this Notice of Expert Unavailability.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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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 25th day of January 2008:

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