

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

Missouri Coalition for Fair Competition)	
and)	
Corey Malone,)	
Complainants,)	
)	
v.)	<u>File No. EC-2023-0037</u>
)	
Union Electric Company d/b/a Ameren)	
Missouri,)	
Respondent.)	

**THIRD MOTION FOR EXTENSION OF TIME
TO FILE STAFF REPORT**

COMES NOW, the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Second Motion for Extension of Time to File Staff Report*, states as follows:

1. On August 3, 2022, the Missouri Coalition for Fair Competition and Corey Malone (hereafter “Complainants”) filed a *Complaint* against Union Electric Company d/b/a Ameren Missouri (hereafter “Ameren Missouri”). Ameren Missouri filed its *Answer, Affirmative Defenses, and Motion to Dismiss* on September 6, 2022.

2. On October 21, 2022, the Commission issued an *Order Directing Staff to Investigate and File a Report*; in its *Order*, the Commission directed Staff to file a report or request an extension of time no later than November 21, 2022.

3. Staff filed a *Motion for Extension of Time to File Staff Report* on November 17, 2022. The Commission granted that *Motion*, and ordered Staff to file its report by January 5, 2023.

4. The parties met by conference call on December 15, 2022, but did not reach any resolution. Staff was also waiting on responses to two data requests that

it sent to Complainant on November 3, 2022, but had not been responded to until December 29, 2022.

5. Staff filed a *Second Motion for Extension of Time to File Staff Report* on January 3, 2023, and it was granted on January 6, 2023. The *Order* required Staff's report to be filed by February 22, 2023.

6. Following the granting of that *Order*, Staff sent additional data requests to Respondent. Those responses were not received until February 13 and 14, 2023.

7. Staff has been diligently researching the issues involved in this matter and requests additional time to finish reviewing the information presented by the parties in order to provide the Commission with its conclusions and report. Additionally, several members of Staff are currently involved as witnesses in multiple cases before the Commission, including two general rate cases progressing to hearing, with one beginning February 27, 2023.

8. Staff requests an additional 45 days in which to complete and file its report and recommendation. That being said, Staff will endeavor to complete its review prior to any newly-established filing date.

9. This *Motion* is made in the interest of justice and without the intent to unreasonably delay or hinder these proceedings in any manner.

WHEREFORE, Staff respectfully submits this *Third Motion for Extension of Time to File Staff Report* for the Commission's information and consideration and hereby prays the Commission grant Staff an additional 45 days within which to file its recommendation in this matter; and to grant such other and further relief as the Commission considers just and reasonable in the circumstances.

Respectfully submitted,

/s/ Carolyn H. Kerr

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Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 21st day of February, 2023, to all counsel of record.

/s/ Carolyn H. Kerr