

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

In the Matter of the Abandonment of the )  
Certificate of Public Convenience and )  
Necessity and Cancellation of Tariffs )  
Related to the Provision of Steam by )  
AmerenUE )

Case No. ED-2006-0117

**STAFF RESPONSE TO ORDER DIRECTING FILING AND  
MOTION TO ACCEPT LATE-FILED RESPONSE**

COMES NOW the Staff of the Public Service Commission and responds to the Commission's *Order Directing Filing* in this case and moves that the Commission accept this filing, and further states:

The Commission has directed its Staff to file either a recommendation or a status report indicating the earliest date upon which it can file a recommendation. In response to the Commission's direction to provide a date upon which Staff will file its recommendation as an alternative to filing the recommendation prior to November 6, 2005, Staff states that it will file its recommendation on November 22, 2005.

Staff was unable to file this response in advance of the November 6, 2005 deadline, which fell upon a Sunday. The Commission's rule at 4 CSR 240-2.050(3)(B) provides that the Commission may permit an act required by order of the Commission within a specified time to be done after the expiration of the specified period, when the failure to act was the result of excusable neglect. No harm will be caused as a result of this late-filed response, which is due to the press of business.

WHEREFORE, Staff requests that the Commission accept this late-filed response and permit Staff to file its recommendation in this matter on November 22, 2005.

Respectfully submitted,

DANA K. JOYCE  
General Counsel

**/s/ Steven Dottheim**

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#### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 7<sup>th</sup> day of November 2005.

**/s/ Steven Dottheim**