

Exhibit No.:
Issues: Union Electric Company
d/b/a AmerenUE / Gascosage
Exchange- All
Witness: Larry D. Merry
Type of Exhibit: Surrebuttal Testimony
Sponsoring Party: Union Electric Company
d/b/a AmerenUE
Case No.: MPSC Docket No. EO-2002-178
Date Testimony Prepared: December 26, 2001

MISSOURI PUBLIC SERVICE COMMISSION

CASE NO. EO-2002-178

Surrebuttal Testimony

of

Larry D. Merry

FILED³

DEC 27 2001

**Missouri Public
Service Commission**

NON-PROPRIETARY

**Jefferson City, Missouri
December 26, 2001**

1 **SURREBUTTAL TESTIMONY**
2 **OF**
3 **LARRY D. MERRY**

4
5 **MISSOURI PUBLIC SERVICE COMMISSION**
6 **Case No. EO-2002-178**
7

8 **Q. Please state your name.**

9 A. Larry Merry.

10 **Q. Are you the same Larry D. Merry who previously submitted direct testimony in this**
11 **case?**

12 A. Yes, I am.

13 **Q. Have you reviewed the pre-filed Rebuttal Testimony of Staff witness Stephen M.**
14 **Rackers in this case?**

15 A. Yes, I have.

16 **Q. Does Union Electric agree with Mr. Racker's recommendation, at page 4 of his**
17 **Rebuttal Testimony, that the Commission approve the First Amendment to the**
18 **Territorial Agreement, subject to a condition that the Commission reserve the right**
19 **to consider the rate-making treatment to be afforded this transaction in any**
20 **subsequent rate increase case, excess earnings/revenue complaint case, and/or**
21 **alternative regulation plan?**

22 A. Union Electric believes Mr. Racker's condition is unnecessary. However, if the
23 Commission feels such a condition is necessary, its Order should not preclude the
24 Company from arguing during any future case or proceeding that such adjustments to
25 earnings, rate base or plant should not be made.

1 **Q. Have you reviewed the pre-filed Rebuttal Testimony of Missouri Public Service**
2 **Commission Staff witness James L. Ketter in this case?**

3 A. Yes, I have. I agree with his testimony, especially his recommendation that the First
4 Amendment to the Territorial Agreement and change of electric supplier is in the public
5 interest and not detrimental to the public interest.

6 **Q. Do you have anything further to add?**

7 A. Yes, during the Commission Staff's review of the illustrative tariff submitted with this
8 case, they identified some minor discrepancies in the treatment of certain sections. We
9 have reviewed the Staff's comments and concur with them.

- 10 • As a result, for Township 40 North, Range 54 West,
11 the sections should read as follows:

12
13 3, 4, 5, 6, 7, 8, 9, 17, 18, Δ 1, 2, 10, 11, 12, 13, 14, 15, 16, 19,
14 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36

- 15 • For township 40 North, Range 15 West,
16 the sections should read as follows:

17
18 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 20, 21,
19 22, 23, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, Δ 13, 24, 25, 36

20 **Q. Have you reviewed the pre-filed Rebuttal Testimony of any OE Local 148 or IBEW**
21 **Local 1455 witnesses?**

22 A. No, I did not, since theses unions have not filed any rebuttal testimony in this case.

23 **Q. Does this conclude your testimony?**

24 A. Yes, it does.

**MISSOURI PUBLIC SERVICE COMMISSION
STATE OF MISSOURI**

In the matter of the Joint Application)
of Union Electric Company d/b/a AmerenUE)
and Gascosage Electric Cooperative for an)
order approving a change in electric supplier)
for certain Union Electric Company customers)
for reasons in the public interest; authorizing)
the sale, transfer, and assignment of certain)
electric distribution facilities, substations, and)
easements from Union Electric Company)
to Gascosage Electric Cooperative; and)
approving the First Amendment to the)
Existing Territorial Agreement between)
Union Electric Company and Gascosage)
Electric Cooperative)

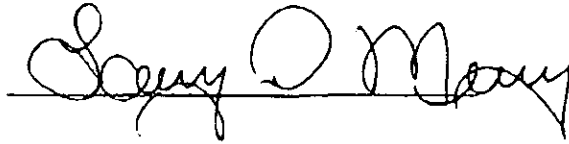
Case No. EO-2002-178

AFFIDAVIT OF LARRY D. MERRY

State of Missouri)
) SS
Cole County)

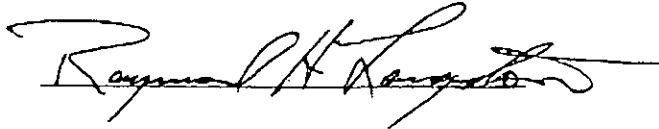
Larry D. Merry, being first duly sworn on his oath, states:

1. My name is Larry D. Merry. I work in the City of Jefferson City, Missouri, and I am District Manager of Capital and Lakeside Districts of Union Electric Company d/b/a AmerenUE.
2. Attached hereto and made a part hereof for all purposes is my Surrebutal Testimony, consisting of pages 1 through 2, inclusive, all of which testimony has been prepared in written form for introduction into evidence in the above-referenced docket.
3. I hereby swear and affirm that my answers contained in the attached testimony to the questions therein propounded are true and correct.



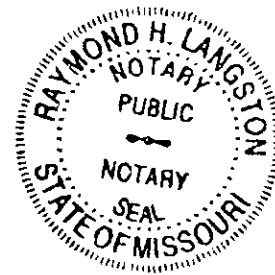
Larry D. Merry

Subscribed and sworn to before me this 26th day of December 2001.



Notary Public

RAYMOND H. LANGSTON
NOTARY PUBLIC, STATE OF MISSOURI
County of Cole
My Commission Expires 12-29-2004



CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing has been served, via U.S. mail, this 26th day of December 2001, to the following parties of record:

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