BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of Union Electric Company d/b/a Ameren Missouri's Filing to Implement Regulatory Changes in Furtherance of Energy Efficiency as Allowed by MEEIA.

Case No. EO-2012-0142

PUBLIC COUNSEL'S MOTION FOR LEAVE TO LATE FILE

COMES NOW the Office of the Public Counsel ("Public Counsel") and requests that the Commission grant leave to late file its Statement of Positions and its Motion to Accept Corrections to the Testimony of Dr. Geoff Marke, as follows:

1. The Commission's rules authorize the Commission to permit late filings that were "the result of excusable neglect or for other good cause shown." 4 CSR 240-2.050(3)(B). Public Counsel asserts that good cause exists for granting leave to late file.

2. Pursuant to the procedural schedule in this case, the date by which to file position statements and other pre-trial motions was December 30, 2014. In the course of preparing to file its statement of positions, Public Counsel discovered methodological errors regarding free ridership estimates which impact the parties' calculations of energy savings and net shared benefits. Those factors relate to some of the central issues in this case, and so, in the interest of ensuring a complete and accurate record for the Commission's consideration, Public Counsel set out to correct those errors. As a result of the timing of the discovery of the errors, and the work involved in filing the corrections to testimony that would be required, Public Counsel promptly filed a motion for extension of time seeking one additional day in which to file its statement of positions and corrected testimony.

3. At the time of filing the motion, Public Counsel was unable to reach the counsel for the other parties to learn their positions on the extension. After contacting the parties, Public

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Counsel filed a supplement to its motion for extension of time wherein it indicates that neither Ameren or Staff objects to the request for an extension of time.

4. Because the Commission has not yet issued an order regarding Public Counsel's motion for extension of time, out of an abundance of caution Public Counsel files this motion for leave to late file contemporaneously with its Statement of Positions and Motion to Accept Corrections to the Testimony of Dr. Geoff Marke. Public Counsel suggests that no party will be prejudiced by its delay.

WHEREFORE, for good cause shown, the Office of the Public Counsel respectfully requests that the Commission grant its motion for leave to late file.

Respectfully,

OFFICE OF THE PUBLIC COUNSEL

/s/ Tim Opitz Tim Opitz Assistant Counsel Missouri Bar No. 65082 P. O. Box 2230 Jefferson City MO 65102 (573) 751-5324 (573) 751-5562 FAX Timothy.opitz@ded.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 31st day of December 2014:

/s/ Tim Opitz