

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

In the Matter of the Cancellation of the Certificate of )  
Convenience and Necessity Originally Approved in ) File No. ED-2019-0309  
File No. EA-2005-0180 and the LTS Rate Schedule )

**OBJECTION TO AMEREN AFFIDAVIT**

COMES NOW the Midwest Energy Consumers Group (“MECG”) and for its  
Objection to Ameren Affidavit respectfully states as follows:

1. On June 17, 2019, Ameren filed its Verified Response to Opposition to the  
Consumers Motion for Hearing in the above-captioned docket. Attached to that  
Recommendation is the Affidavit of Warren Wood. That affidavit sets forth numerous  
facts supporting Ameren’s opinion that an evidentiary hearing is not required in this case  
and that cancellation of the New Madrid smelter certificate is not detrimental to the  
public interest.

2. Section 536.070(12) provides that an affidavit can constitute competent and  
substantial evidence only if that affidavit is not objected to by other parties. That statutory  
section also provides nothing shall prevent other parties from cross-examining the affiant.  
By this pleading, MECG objects to the Ameren affidavit. Furthermore, consistent with its  
previous Motion for Hearing, MECG invokes its statutory right to cross-examine the Ameren  
affiant.

Respectfully submitted,



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David L. Woodsmall, MBE #40747  
308 East High Street, Suite 204  
Jefferson City, Missouri 65101  
(573) 797-0005  
[david.woodsmall@woodsmalllaw.com](mailto:david.woodsmall@woodsmalllaw.com)

ATTORNEY FOR THE MIDWEST  
ENERGY CONSUMERS GROUP

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.



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David L. Woodsmall

Dated: June 24, 2019