



other information, whether the designated information should be kept from public view. There may be valid reasons for the Commission to decide to allow this testimony to remain sealed, but there is currently nothing in the case that would explain what those reasons may be.

4. Commission rule 4 CSR 240-2.135(11) allows any party to challenge a utility's designation of information as Highly Confidential or Proprietary. In response the utility may: "file a pleading establishing the specific nature of the information that it seeks to protect and establishing the harm that may occur if that information is disclosed to the public." Public Counsel submits that the public and the Commission will be well served by such explanation.

5. Specifically, Public Counsel moves that the Commission declassify all of the following testimony: Direct Testimony of Ajay K. Arora, Direct Testimony of Scott A. Glaser, Direct Testimony of Randall J. Irwin, Direct Testimony of Martin J. Lyons, Jr., Direct Testimony of Robert K. Neff, Direct Testimony of Shawn E. Schukar, and Direct Testimony of Thomas R. Voss.

WHEREFORE, Public Counsel respectfully requests that, absent a compelling explanation from AmerenUE justifying confidential treatment, the Commission open up to the public view all of the direct testimony and schedules filed on April 4, 2008.

Respectfully submitted,

OFFICE OF THE Public Counsel

/s/ Lewis R. Mills, Jr.

By: \_\_\_\_\_

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been emailed to all parties this 11th day of April 2008.

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