

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

In the Matter of the Application of Union)	
Electric Company d/b/a Ameren Missouri)	<u>Case No. EO-2014-0009</u>
for Authority to Sell or Transfer a Portion of Its)	
Franchise, Works, or System to FormPak, Inc.)	

STAFF REPORT ON TRANSFORMER MFH-1994

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through undersigned counsel of the Staff Counsel’s Office, and to address matters respecting transformer Serial Number MFH-1994: (1) files in File No. EO-2014-0009 *Staff Report On Transformer MFH-1994* and (2) requests that File No. EO-2014-0009 be (a) opened to receive (i) *Staff Report On Transformer MFH-1994* and (ii) a response from Union Electric Company d/b/a/ Ameren Missouri (“Ameren Missouri”), if Ameren Missouri chooses to file a response, and then (b) closed again. Staff is not asking that the Commission take any other action in File No. EO-2014-0009.

On July 8, 2013, Ameren Missouri filed an Application with the Missouri Public Service Commission (“Commission”) requesting authorization to sell a transformer with Serial Number MFH-1994 at 355 Paul Avenue, St. Louis/Ferguson, Missouri 63135 to FormPak, Inc. (FormPak). On August 9, 2013 Ameren Missouri filed a Notice of Voluntary Dismissal of Application with no explanation respecting the voluntary dismissal. Commission Rule 4 CSR 240-2.116(1) permits the applicant to dismiss its application without leave of the Commission or consent of all parties, if no prepared testimony has been filed or evidence offered. Later, on August 9, 2013, the Commission issued a Notice of Dismissal. In Case No. EO-2005-0369, on June 16, 2005, the Commission by *Order Granting Application To Sell Asset* authorized the sale of the transformer with Serial Number MFH-1994 located

at 355 Paul Avenue by Union Electric Company d/b/a/ AmerenUE (“AmerenUE”) to Behnen’s Container Service (“Behnen”), the customer then at this address. Staff is not aware of what transpired between AmerenUE and Behnen subsequent to June 16, 2005, i.e., Staff is neither aware of whether a sale actually occurred between AmerenUE and Behnen, nor is Staff aware of whether a sale did not occur between AmerenUE and Behnen. Nothing in EFIS¹ gives any indication. Due to the state of the information regarding the transformer in question, a Staff report is being filed to provide for the Commission’s records at least as much information of which the Staff is aware regarding what has occurred concerning the transformer in question.

When Ameren Missouri first indicated in July 2013 that it planned to voluntarily dismiss its Application with no explanation, counsel for Staff related that Staff thought there should be in the Commission’s records information regarding what had transpired concerning the sale of transformer Serial Number MFH-1994 given the presence in EFIS of Case No. EO-2005-0369, which was established by AmerenUE filing in 2005 for authorization to sell a transformer at 355 Paul Avenue, St. Louis/Ferguson, Missouri 63135 with Serial Number MFH-1994 to Behnen, and the presence in EFIS of File No. EO-2014-0009, which was established by Ameren Missouri filing in 2013 for authorization to sell the same transformer with Serial Number MFH-1994 to FormPak. Staff believes that the resolution of the transfer of the transformer should appear in the Commission’s records, given that there are two cases in EFIS regarding the transformer in question, neither of which provides that information. Ameren Missouri has addressed the matter of the transformer at 355 Paul Avenue, St. Louis/Ferguson, Missouri 63135 with Serial Number MFH-1994 by offering to FormPak, and FormPak accepting, an agreement which (a) terminates lease charges for the transformer,

¹ EFIS (“Electronic Filing and Information System”): the electronic storage system for much of the Commission’s official public records.

(b) quit claim transfers the transformer at no cost, and (c) transfers responsibility for future maintenance, repair, and replacement of the transformer; and Ameren Missouri has voluntarily dismissed File No. EO-2014-0009. Thus, this Staff report is being filed to provide for the Commission's records at least as much information of which the Staff is aware regarding what has occurred concerning the transformer in question.

WHEREFORE the Staff (1) files *Staff Report On Transformer MFH-1994* and (2) requests that File No. EO-2014-0009 be (a) opened to receive (i) *Staff Report On Transformer MFH-1994* and (ii) a response from Ameren Missouri, if Ameren Missouri chooses to file a response, and then (b) closed again. Staff is not asking that the Commission take any other action in File No. EO-2014-0009.

Respectfully submitted,

/s/ Steven Dottheim

Steven Dottheim
Chief Deputy Staff Counsel
Missouri Bar No. 29149

Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-7489 (Telephone)
(573) 751-9285 (Fax)
steve.dottheim@psc.mo.gov (e-mail)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing *Staff Report On Transformer MFH-1994* have been transmitted electronically to all counsel of record this 14th day of November 2013.

/s/ Steven Dottheim