

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
June 26, 2001**

CASE NO: EM-2001-695

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

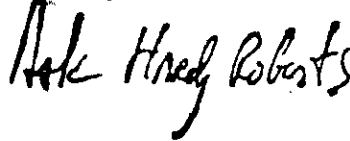
William B. Bobnar
Union Electric Company
1901 Chouteau Avenue
P. O. Box 149 (MC 1310)
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General Counsel
Missouri Public Service Commission
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Jefferson City, MO 65102

Victor S. Scott
Andereck, Evans, Milne, Peace & Johnson
LLC
700 E. Capitol Avenue
P. O. Box 1438
Jefferson City, MO 65102

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

**To County Clerks for the Missouri counties of Clark, Knox, Lewis and Scotland.
To the Clerk or Office of Mayor in the municipalities of Durham, Maywood, Novelty,
Monticello, Medill, Arbela and Granger.**

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

In the Matter of the Joint Application of Union Electric)
Company and Lewis County Rural Electric Cooperative)
for an Order Approving the Change in Electric Supplier)
for Reasons in the Public Interest and Authorizing the)
Sale, Transfer and Assignment of Certain Electric)
Distribution Facilities, Easements and other Rights)
Generally from Union Electric Company to Lewis County)
Rural Electric Cooperative)

Case No. EM-2001-695

ORDER DIRECTING NOTICE

This order directs notice of the application in this case to obtain public comment and to allow for formal intervention by any persons or entities that have an interest in the case.¹

The Application

Union Electric Company d/b/a AmerenUE (UE) and Lewis County Rural Electric Cooperative, Inc. (Co-op) (together the "applicants") filed a Joint Application on June 15, 2001, requesting that the Commission approve a change of electric supplier from UE to Co-op that affects approximately 550 structures and the corresponding customers in and around the municipalities of Durham, Maywood, Novelty, Monticello, Medill, Arbela and Granger in the counties of Clark, Knox, Lewis and Scotland.

UE proposes to sell and Co-op to purchase identified electrical distribution facilities and to transfer easements related to the proposed change of electrical supplier.

¹ The applicants, the Commission's Staff and the Office of the Public Counsel should proceed diligently to define their positions and issues during the notice and intervention period to avoid undue delay.

UE and Co-op have requested that the Commission approve the sale of these facilities and transfer of easements.

UE and Co-op have previously notified affected customers and held public meetings to obtain public input. The joint application describes these efforts and presents UE's and Co-op's position that the change of supplier and the transfer of assets will be in the public interest.

According to the applicants, the transfer of assets will affect tax revenues of political subdivisions in Clark, Knox, Lewis and Scotland Counties. The Commission is forwarding the applicants' tax impact statement to the county clerks in these counties under a separate notice.

According to the applicants, the structures proposed for transfer are located in Co-op's service territory under a Territorial Agreement between UE and Co-op approved by the Commission its Report and Order dated August 1, 2000, in Case No. EO-2000-630.

Notice

Proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to the county clerks in Clark, Knox, Lewis, and Scotland Counties and to the clerks or office of mayor for the municipalities of Durham, Maywood, Novelty, Monticello, Medill, Arbela and Granger.

The Information Office of the Commission shall send notice of this application to the members of the General Assembly who represent the counties listed below, and

to the newspapers that serve Clark, Knox, Lewis, and Scotland Counties as listed in the newspaper directory of the current **Official Manual of the State of Missouri**.

Anyone wishing to intervene must submit an application to intervene to:

Dale Hardy Roberts, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

Copies of the application to intervene should be sent to:

William B. Bobnar
1901 Chouteau Avenue
Post Office Box 66149 (MC1310)
St. Louis, Missouri 63149
Attorney for AmerenUE

Victor S. Scott
700 East Capital
Post Office Box 1438
Jefferson City, Missouri 65102
Attorney for Lewis County Rural Electric Cooperative

and

Office of the Public Counsel
Post Office Box 7800
Jefferson City, Missouri 65102

UE shall provide an additional customer notice for this proceeding to the customers listed in Exhibit A of the Joint Application. The notice may be by letter or billing insert and shall provide the case number for this proceeding and necessary information so anyone who wishes to contact the Public Service Commission's General Counsel or the Office of the Public Counsel regarding the application may do so. UE shall cooperate with the Commission's Staff and with the Office of the Public Counsel to prepare an acceptable form of notice. When this notice is completed, UE shall file a certificate in this case stating the method and date of notice and providing a sample for

this record. This notice shall be provided within 45 days unless an extension or modification is requested.

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party, the Commission's Staff or the Office of the Public Counsel request a hearing, the Commission may determine that a hearing is not necessary and that the applicant may submit its evidence in support of the application by verified statement. *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That the Records Department of the Missouri Public Service Commission shall provide notice as set out herein to:

The County Clerks of the Counties:

Clark, Knox, Lewis, and Scotland.

To the Clerk or Office of Mayor in the municipalities of:

Durham, Maywood, Novelty, Monticello, Medill,
Arbela and Granger.

2. That the Information Office of the Missouri Public Service Commission shall provide public notice to members of the Missouri General Assembly and to newspapers according to the requirements of this order.

3. That Union Electric Company d/b/a AmerenUE shall provide the customer notice required in this order in cooperation with the Commission's General Counsel and with the Office of the Public Counsel.

4. That any interested party wishing to intervene in this case shall file an application to do so no later than August 24, 2001. Such applications shall be filed with the Secretary of the Missouri Public Service Commission, Post Office Box 360, Jefferson City, Missouri 65102, and copies shall be served as set forth above.

5. That this order shall become effective on July 6, 2001.

BY THE COMMISSION



**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Keith Thornburg, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

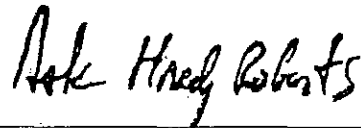
Dated at Jefferson City, Missouri,
on this 26th day of June, 2001.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 26th day of June 2001.



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

