

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

In the Matter of the Request of Union Electric)
Company, d/b/a Ameren Missouri, For an Order)
Granting a Variance from 4 CSR 240-13.020(7)) File No. EE-2018-0238
Regarding Payment Posting Requirements)

NOTICE OF ABEYANCE AND ORDER DIRECTING FILING

Issue Date: April 18, 2018

Effective Date: April 18, 2018

Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri”) filed the application¹ in response to a report from the Commission’s staff (“Staff”) in a complaint case.² In the complaint case, Staff charged Ameren Missouri with violating the provisions of 4 CSR 240-13.020(7) related to recording payments.³ Ameren Missouri filed this action “in an abundance of caution” to cure any such violation.⁴

But the Commission has not found any such violation, because the complaint case is still pending,⁵ so this action is premature. Moreover, Staff states that Ameren Missouri has changed its procedures related to recording payments so as to cure any violation,⁶ so this action may also be moot. Ameren Missouri states that, if the Commission determines that the variance is not necessary, Ameren Missouri will

¹ Electronic Filing Information System ("EFIS") No. 2 *Request for Variance* (March 5, 2018). Citations to EFIS refer to this File No. EE-2018-0238 except as noted otherwise.

² ***Anthony R. Granillo, Complainant v. Union Electric Company d/b/a Ameren Missouri, Respondent***, File No. EC-2018-0113.

³ File No. EC-2018-0113, EFIS No. 7 (December 18, 2017) *Staff Report* page 1 paragraph 3.

⁴ EFIS No. 7 (April 16, 2018) *Reply to Commission Staff and Office of Public Counsel* page 2 paragraph 4.

⁵ File No. EC-2018-0113 EFIS No. 15 (March 9, 2018) *Order Appointing Mediator*.

⁶ File No. EC-2018-0113, EFIS No. 5 (March 23, 2018) *Staff Report* page 1 paragraph 3, to page 2 paragraph 4.

withdraw the application.⁷ The Commission's rules provide for voluntary dismissal of the application.⁸ But if the Commission reaches a determination that the variance is not necessary, the proper disposition is to deny the application, because granting the application requires a showing of good cause.⁹

The Commission will hold this case in abeyance pending resolution of the complaint case. The Commission will also direct the parties to file a response to this order upon final disposition in the complaint case. This notice and order does not prevent the parties taking any other action in this case pending final disposition in the complaint case.

THE COMMISSION ORDERS THAT:

1. Upon a final disposition in File No. EC-2018-0113, the parties shall file a response to this order suggesting further procedure.
2. This order shall be effective when issued.

BY THE COMMISSION



A handwritten signature in cursive script that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Daniel Jordan, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 18th day of April, 2018.

⁷ EFIS No. 7 (April 16, 2018) *Reply to Commission Staff and Office of Public Counsel* page 2 paragraph 4.

⁸ 4 CSR 240-2.116(1).

⁹ 4 CSR 240-13.065.

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 18th day of April 2018.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

April 18, 2018

File/Case No. EE-2018-0238

**Missouri Public Service
Commission**

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel

Hampton Williams
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@ded.mo.gov

**Missouri Public Service
Commission**

Casi Aslin
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
casi.aslin@psc.mo.gov

Union Electric Company

Paula Johnson
1901 Chouteau Ave
St Louis, MO 63103
AmerenMOS@ameren.com

Union Electric Company

Wendy Tatro
1901 Chouteau Avenue
St. Louis, MO 63103-6149
AmerenMOS@ameren.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.