

Also, I found some useful information for Respondent's Counsel to study.

The Commission has more powers than what he thinks they have. Despite the Commission being a body. They have certain powers under Missouri Statute 386.490 "Service and effect" and orders. They also have power under 386.240, Powers of Commission, how exercised.

My personal favorite is Missouri Statute 386.580 - Employee of a public utility guilty of Misfeasance, when.

Ameren has plenty of these - ranging from failed payment agreement obligations. Switching payment agreements to "pending payment agreements", failure to send customer a default letter first class mail, or personal service. Stating that they would attempt or there would be no further attempts to collect on the account in reference until the complaint was complete, yet trying to collect \$ [REDACTED] of the amount to enter into a CWR. Oh, and failure during the first phone call to allow customer to establish a CWR.

But it takes three complaints and an order to be sent for the reasons, prior to establishing a CWR.

Right, Mr. Banks & Ms. Grubb?

I believe I'm being ~~swindled~~ swindled in this matter,

I'm attaching copies of the specific statutes. I shouldn't be subjected to the utility companies failures to keep records. That is NOT my job. My job is to prove my complaint, show what they have sent me and in return my utility services should be restored.

Ameren should honor Mrs. Krcmar's two letters and I the complainant shouldn't be subjected to their false advertisements, breach of contract, failure to abide and honor a payment agreement, denial of a CWR, and no it doesn't constitute after three complaints filed that they reasonably reached out to me to setup a CWR.

A) Services need to be restored or ordered to be restored by 5pm Monday November 6th 2023, with ~~no~~ down, no money due. This would be Mrs. Krcmar honoring the words she stated in two letters directly labeled to the complainant.

B) The only exception I will make is option B if Ameren restores services Monday November 6th, 2023 after successful restoration, I will have my accountant get a cashiers check for \$ [REDACTED] and overnight it to Ameren Missouri, even though I disagree.

I do not have any more time to waste in this matter. Thanks to all parties I am out over \$ [REDACTED] in generators, backups, gas, propane, continuing maintenance, transfer kits, circuit panel upgrades etc.

While Ameren will argue money could go to them. It is the point and principal of the matter and a business should be held liable to be held for the obligations they make.

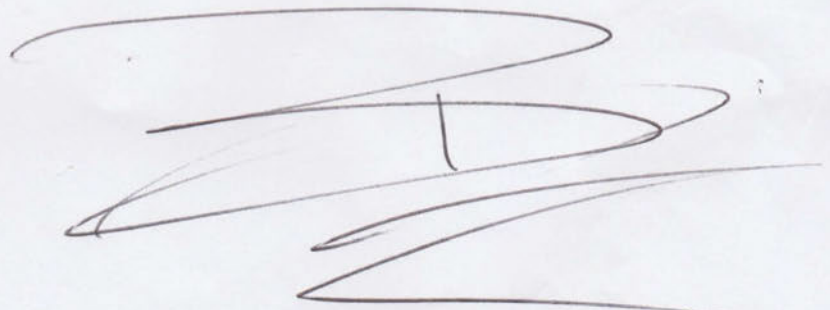
If a business doesn't fulfill the obligations that promised me via email, what they wrote to the Commission, what they have written to me and violations of statutes, they should be punished; prosecuted, and fined the maximum amount by law.

I've allowed 5 1/2 months of ~~subject~~^{subjected} material, and I shouldn't be punished for their mistakes. I also shouldn't have to state I'm going to file a complaint with the Prosecuting Attorney's Office. I've been more than generous.

My generosity runs out at 5pm Monday November 6th 2023, if Ameren, the Commission, and honorable Judge Clark don't order Ameren to do the right and correct thing. Which is restore services.

If services remain inactive after 5pm. Every party can spend their Holiday Season dealing with the Prosecuting Attorney's office. I will refer this matter with my payment agreement, admittance of failure to send disconnect notices, failure to cease of collection, then demanding payment, failure to allow a CWR, lets not also forget the transcript of the Evidentiary hearing that still hasn't been uploaded.

I believe the Governor needs to do some better searching for elected officials that are supposed to ensure that Missourians that open a dispute against public utility providers receive fairness. If you think 5 1/2 months of wait is fair then being a politician suits you.



Sunday November 5, 2023

► ≡ Revisor of Missouri



Words ↕

And ↕



Title XXV INCORPORATION AND REGULATION OF CERTAIN UTILITIES AND CARRIERS

Chapter 386

< > Effective - 28 Aug 2011 ↓

386.490. Service and effect of orders. — 1. Every order of the commission shall be served upon every person or corporation to be affected thereby, either by personal delivery of a certified copy thereof, by electronic service, or by mailing a certified copy thereof, in a sealed package with postage prepaid, to the person to be affected thereby, or, in the case of a corporation, to any officer or agent thereof upon whom a summons may be served in accordance with the provisions of the code of civil procedure.

2. Every order or decision of the commission shall of its own force take effect and become operative thirty days after the service thereof, except as otherwise provided, and shall continue in force either for a period which may be designated therein or until changed or abrogated by the commission, unless such order be unauthorized by this law or any other law or be in violation of a provision of the constitution of the state or of the United States.

(RSMo 1939 § 5601, A.L. 2011 S.B. 48)

Prior revisions: 1929 § 5145; 1919 § 10434

---- end of effective 28 Aug 2011 ----
 use this link to bookmark section 386.490

Click here for the **Reorganization Act of 1974 - or - Concurrent Resolutions Having Force & Effect of Law**

In accordance with Section **3.090**, the language of statutory sections enacted during a legislative session are updated and available on this website on the effective date of such enacted statutory section. ↑

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Title XXV INCORPORATION AND REGULATION OF CERTAIN UTILITIES AND CARRIERS

Chapter 386

Effective - 28 Aug 1939

386.240. Powers of commission, how exercised. — The commission may authorize any person employed by it to do or perform any act, matter or thing which the commission is authorized by this chapter to do or perform; provided, that no order, rule or regulation of any person employed by the commission shall be binding on any public utility or any person unless expressly authorized or approved by the commission.

(RSMo 1939 § 5698)

Prior revisions: 1929 § 5242; 1919 § 10530

---- end of effective 28 Aug 1939 ----

use this link to bookmark section 386.240

Effective dates prior to 1940 may not be the actual effective date. See FAQ 'When do laws become effective?'

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Other Information

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History and Fun Facts

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Revisor of Missouri



Words

And



Title XXV INCORPORATION AND REGULATION OF CERTAIN UTILITIES AND CARRIERS

Chapter 386

< > • **Effective - 28 Aug 1939** ↓

386.580. Employee of public utility guilty of misdemeanor, when. — Every officer, agent or employee of any corporation or public utility, who violates or fails to comply with, or who procures, aids or abets any violation by any corporation, person or public utility of any provision of the constitution of this state or of this or any other law, or who fails to obey, observe or comply with any order, decision, decree, rule, direction, demand or requirement, or any part or provision thereof, of the commission, or who procures, aids or abets any corporation, person or public utility in their or its failure to obey, observe and comply with any such order, decision, decree, rule, direction, demand or requirement, or any part or provision thereof, in a case in which a penalty has not herein been provided for such officer, agent or employee, is guilty of a misdemeanor and is punishable by a fine not exceeding one thousand dollars, or by imprisonment in a county jail not exceeding one year, or by both such fine and imprisonment.

(RSMo 1939 § 5711)

Prior revisions: 1929 § 5255; 1919 § 10542

---- end of effective 28 Aug 1939 ----

use this link to bookmark section 386.580

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