

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of Union Electric Company, d/b/a	)	<b><u>File No. ER-2012-0166</u></b>
Ameren Missouri's Tariff to Increase Its Annual	)	Tariff No. YE-2012-0370
Revenues for Electric Service	)	

## ORDER CANCELING TRUE-UP HEARING AND ADMITTING PREFILED TESTIMONY INTO EVIDENCE

Issue Date: October 24, 2012

Effective Date: October 24, 2012

A true-up hearing is scheduled for October 25, 2012. In his true-up direct testimony filed on October 18, Ameren Missouri's witness, Gary Weiss, indicated Ameren Missouri did not anticipate a need to hold the true-up hearing. Similarly, on October 18, the Commission's Staff filed a pleading indicating its belief that no true-up hearing is required. However, on October 18, Public Counsel filed the true-up direct testimony of Ted Robertson on the issue of rate case expense. On October 22, Ameren Missouri responded on that issue with the rebuttal testimony of Gary Weiss.

Because it was unclear whether any party desired a true-up hearing, the Commission issued an order on October 23 requiring any party wishing to proceed with the true-up hearing to file a pleading making that request by no later than 1:00 p.m. on October 24. No party filed a request to proceed with the hearing. Therefore, the Commission will cancel the true-up hearing.

With no party having requested a true-up hearing, the Commission will presume that the parties wish to offer their prefiled true-up testimony. No objection having been made to the admission of that testimony, the Commission will admit that testimony into evidence.

### THE COMMISSION ORDERS THAT:

1. The true-up hearing scheduled for October 25, 2012, is canceled.
2. The True-Up Direct Testimony of Gary S. Weiss is marked as Exhibit 78 and is admitted into evidence.

3. The True-Up Direct Testimony of Ted Robertson is marked as Exhibit 411 and is admitted into evidence.

4. The True-Up Rebuttal Testimony of Gary S. Weiss is marked as Exhibit 79 and is admitted into evidence.

5. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

(S E A L)

Morris L. Woodruff, Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 24<sup>th</sup> day of October, 2012.