



**Commissioners**

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Chair

**HAROLD CRUMPTON**

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**Missouri Public Service Commission**

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April 1, 1999

**GORDON L. PERSINGER**  
Acting Executive Director  
Director, Research and Public Affairs

**WESS A. HENDERSON**  
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**ROBERT SCHAELEBERG**  
Director, Utility Services

**DONNA M. KOHLIS**  
Director, Administration

**DALE HARDY ROBERTS**  
Secretary/Chief Regulatory Law Judge

**DANA K. JOYCE**  
General Counsel

**FILED**

APR 1 1999

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**RE: Case No. EC-99-327 - Missouri Coalition for Fair Competition v.  
Union Electric Company**

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **JOINT RECOMMENDATION FOR PROCEDURAL SCHEDULE**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

**Lerr L. Spemwell**  
Assistant General Counsel  
(573) 751-43792  
(573) 751-9285 (Fax)

LLS/wf  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED

APR 1 1999

Missouri Public  
Service Commission

Missouri Coalition for Fair Competition, )  
 )  
Petitioner, )  
 )  
v. )  
 )  
Union Electric Company, d/b/a )  
AmerenUE, )  
 )  
Respondent. )

Case No. EC-99-327

**JOINT RECOMMENDATION FOR PROCEDURAL SCHEDULE**

COME NOW the Parties to this proceeding, and in compliance with the Commission's Order, dated March 16, 1999, Setting Pre-Hearing Conference and Requiring Filing of Procedural Schedule, submit the following proposed procedural schedule. In support of their request that the Commission adopt this procedural schedule, the Parties state the following:

1. On February 3, 1999, the Missouri Coalition for Fair Competition (hereinafter "Coalition") filed a Complaint against the Respondent, Union Electric Company, d/b/a as AmerenUE (hereinafter "UE"). This case is designated as Case No. EC-99-327. The Complaint alleges, among other things, that UE violated § 386.754-764 RSMo Cum. Supp. 1998 by offering an HVAC service to customers without a disclaimer stating that the service offered is not regulated by the Missouri Public Service Commission.

2. On March 8, 1999, UE filed its Answer to the Complaint of MCFC. UE acknowledged that it inadvertently allowed references to a non-regulated service to appear on its bill without the required disclaimer. In its Answer, UE asked the Commission to dismiss the complaint.

3. In its March 16, 1999, Order, the Commission directed the parties to hold a prehearing conference on March 26, 1999, to establish, among other things, a proposed procedural schedule.

4. As a result of discussions at the prehearing conference, the parties have agreed upon and respectfully request that the Commission adopt the following procedural schedule:

#### **PROPOSED PROCEDURAL SCHEDULE**

Direct Testimony  
to be filed by complainant - Coalition

June 1, 1999

Rebuttal Testimony  
to be filed by all other parties

June 16, 1999

Surrebuttal or Cross-Surrebuttal  
to be filed by all parties

June 30, 1999

Hearing Memorandum

July 15, 1999

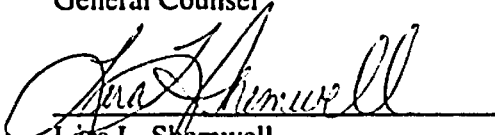
Evidentiary Hearing

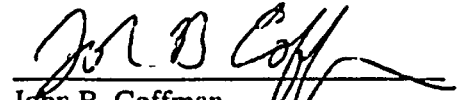
July 22, 1999

**WHEREFORE**, the parties to this case respectfully request that the Commission issue an Order adopting the foregoing proposed procedural schedule.

Respectfully submitted,

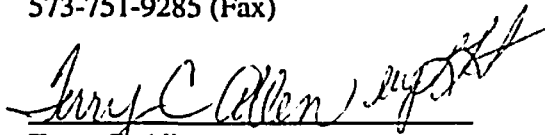
DANA K. JOYCE  
General Counsel

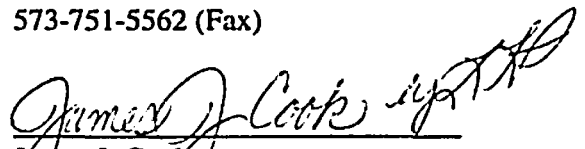
  
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Attorney for Missouri Coalition  
for Fair Competition

Attorney for AmerenUE

### Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 1st day of April, 1999.

  
Lera Shemwell

**Service List For  
Case No. EC-99-327  
April 1, 1999**

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