

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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

ORDER GRANTING AMEREN MISSOURI'S ALTERNATIVE MOTION TO FILE SUR-SURREBUTTAL TESTIMONY

Issue Date: September 13, 2012

Effective Date: September 13, 2012

On September 13, 2012, Union Electric Company d/b/a Ameren Missouri filed a motion asking the Commission to strike a portion of the prefiled surrebuttal testimony of Staff witness Lena Mantle and Missouri Industrial Energy Consumers (MIEC) witness James R. Dauphinais. As an alternative, Ameren Missouri sought leave to file sur-surrebuttal testimony to respond to an issue addressed in Ms. Mantle's and Mr. Dauphinais' surrebuttal testimony. Staff responded to Ameren Missouri's motion on September 12 and MIEC responded on September 13. Both oppose Ameren Missouri's attempt to strike portions of their witnesses' testimony, but both consent to Ameren Missouri's request for leave to file sur-surrebuttal testimony. MIEC also asks that the Commission not take live testimony on this issue until at least seven days after Ameren Missouri files its sur-surrebuttal.

The disputed issue concerns a provision in Ameren Missouri's FAC tariff relating to Midwest ISO transmission charges. The Commission agrees with the parties that the question can best be brought to the Commission's attention by allowing Ameren Missouri an opportunity to file sur-surrebuttal testimony. The Commission will grant Ameren

Missouri's alternative motion for leave to file sur-surrebuttal testimony regarding the disputed issue.

THE COMMISSION ORDERS THAT:

1. Union Electric Company d/b/a Ameren Missouri's Alternative Motion for Leave to File Sur-Surrebuttal Testimony is granted.
2. Union Electric Company d/b/a Ameren Missouri is granted leave to file responsive sur-surrebuttal testimony on September 19, 2012, regarding the issues identified in Ameren Missouri's motion.
3. In scheduling issues for consideration at the evidentiary hearing, the Commission will not schedule this issue until after September 26, 2012.
4. This order shall become effective immediately 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 13th day of September, 2012.