

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Brett Felber,	)	
	)	
Complainant,	)	
	)	<b><u>File No. EC-2025-0301</u></b>
v.	)	
	)	
Union Electric Company d/b/a Ameren	)	
Missouri,	)	
Respondent.	)	

## ORDER DISMISSING COMPLAINT

Issue Date: May 6, 2025

Effective Date: May 16, 2025

Complainant, Brett Felber, filed a complaint with the Commission against Respondent, Union Electric Company d/b/a Ameren Missouri, on April 30, 2025. Felber's complaint is not sufficient to meet the minimal requirements of Section 386.390 RSMo.

Felber demands Ameren Missouri pay him \$5,018.25. Felber additionally demands that Ameren Missouri release the name, phone number, and email address of whomever produced the exhibit attached to his complaint form. That exhibit is from one of Felber's prior complaints against Ameren Missouri, File No. EC-2023-0395. Felber believes that Ameren Missouri has violated Missouri's Crimes and Punishment statute, Section 570.090 RSMo; Trade and Commerce statute, Section 407.020 RSMo; Commission Rule 20 CSR 4240-13.055 - Cold Weather Maintenance of Service; and Public Service Commission rules, regulations, tariffs and disconnections.

Section 386.390 RSMo, provides that a person may file a complaint against a utility, regulated by this Commission, in violation, or claimed to be in violation, of any provision of law subject to the Commission's authority, of any rule promulgated by the

Commission, of any utility tariff, or of any order or decision of the Commission. Felber asserts Ameren Missouri violated Missouri Statutes Sections 570.090 and 407.020 RSMo, neither of which is subject to the Commission's authority.

Felber alleges a violation of the Commission's Cold Weather Rule and other Commission rules, regulations, and tariffs. However, Felber includes no facts supporting that this is a new complaint. Felber's allegations all concern evidence from his prior complaint, File No. EC-2023-0395, a case that Felber did not timely appeal.

Section 386.550 RSMo, states that in all collateral actions or proceedings Commission orders that are final shall be conclusive. The Commission's *Report and Order* in File No. EC-2023-0395 is final. Therefore, Felber's reassertion of issues from his prior complaint is not permitted under Missouri law. Felber was given every opportunity to appeal the Commission's decision, despite his effort to relinquish those opportunities.<sup>1</sup> Complainant's failure to timely appeal cannot be redressed by filing impermissible and defective complaints. Therefore, the Commission will dismiss this complaint. The Commission finds it reasonable to make this order effective in less than 30 days.

Any requests for reconsideration of this order pursuant to 20 CSR 4240-2.160(2) or any application for rehearing of this order pursuant to Section 386.500.1 shall be filed prior to the effective date of this order. The denial of an application for rehearing under Section 386.500 is a necessary prerequisite to filing a notice of appeal in an appropriate appellate court pursuant to Section 386.510. In the event that a motion for reconsideration or rehearing is granted, the Commission will make appropriate orders at that time.

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<sup>1</sup> File No. EC-2023-0395, Motion to Withdraw Application for Rehearing, filed December 13, 2023, which the Commission denied.

**THE COMMISSION ORDERS THAT:**

1. Felber's Complaint is dismissed.
2. This order shall be effective May 16, 2025.



**BY THE COMMISSION**

*Nancy Dippell*

Nancy Dippell  
Secretary

John T. Clark, Senior Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 6<sup>th</sup> day of May, 2025.

**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 6<sup>th</sup> day of May 2025.**



*Nancy Dippell*

**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**May 6, 2025**

**File/Case No. EC-2025-0301**

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**Union Electric Company**

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

**Sincerely,**



**Nancy Dippell  
Secretary**

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