

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Case No. EC-2026-0004

FILED
October 8, 2025
Data Center
Missouri Public
Service Commission

MOTION TO QUASH SUBPOENA, MOTION TO STAY, AND REQUEST FOR FULL
COMMISSION REVIEW

Complainant: Brett Felber

Respondent: Union Electric Company d/b/a Ameren Missouri

I. Introduction

Complainant Brett Felber respectfully moves the Missouri Public Service Commission (“ Commission ”) to quash the purported subpoena directed at his personal financial institutions, stay any enforcement thereof, and refer this matter for full Commission review pursuant to § 386.500 RSMo and 20 CSR 4240-2.150.

II. Grounds for Motion

1. Ultra Vires Issuance of Order: The October 8, 2025 Order was issued “ by delegation ” under § 386.240 RSMo, which does not authorize final adjudicatory rulings. Such action is void. State ex rel. Deffenderfer v. PSC, 776 S.W.2d 494 (Mo. App. 1989).
2. Right to Full Commission Review: Complainant is entitled to rehearing before the Full Commission. Refusal violates § 386.500 RSMo and 20 CSR 4240-2.150(1). State ex rel. Potashnick Trucking v. PSC, 129 S.W.2d 69 (Mo. 1939).
3. Lack of Jurisdiction over Bank Records: The Commission lacks statutory or territorial authority to compel production of private banking data. Any such subpoena contravenes § § 408.675 et seq. RSMo and Cal. Gov ’ t Code § 7460 et seq., and is therefore void. Burrows v. Superior Court, 13 Cal. 3d 238 (1974); State ex rel. Union Elec. Co. v. PSC, 687 S.W.2d 162 (Mo. App. 1985).
4. Constitutional Due-Process Violations: Denying Complainant notice and opportunity for full Commission review of a subpoena infringing privacy rights violates Mo. Const. art. I, § 10 and U.S. Const. amend. XIV. State ex rel. Anderson v. PSC, 835 S.W.2d 882 (Mo. App. 1992).

III. Requested Relief

Complainant respectfully requests that the Commission:

1. Quash any subpoena or discovery directed to Complainant ' s financial institutions;
2. Stay all proceedings pending proper Commission review;
3. Vacate the October 8, 2025 Order issued “ by delegation ” ; and
4. Refer the matter to the Full Commission for review under § 386.500 RSMo, ensuring compliance with the Missouri and California Right to Financial Privacy Acts.

IV. Certificate of Service

I hereby certify that a true and correct copy of the foregoing has been served this 8th day of October 2025, by electronic and/or first-class mail upon:

• [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Respectfully submitted,

/s/ Brett Felber

Complainant, Pro Se

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]