

STATE OF MISSOURI

PUBLIC SERVICE COMMISSION

Brett Felber,

Complainant,

v.

Union Electric Company d/b/a Ameren Missouri,

Respondent.

Case No. EC-2026-0004

#### APPLICATION FOR REHEARING

COMES NOW Brett Felber, Complainant, pro se, pursuant to Section 386.500.1, RSMo, and respectfully applies for a rehearing of the Commission's Order Dismissing Complaint issued on November 5, 2025, and effective December 5, 2025. This application is filed prior to the effective date of the order and sets forth the specific grounds on which the Complainant considers the order to be unlawful, unjust, and unreasonable. The Complainant requests that the Commission grant and hold a rehearing within thirty days as required by Section 386.500.1, RSMo, and reverse the dismissal to allow the complaint to proceed on its merits.

#### GROUND FOR REHEARING

1. Failure to Hold a Hearing on the Merits of the Complaint in Violation of Section 386.390, RSMo.

Section 386.390, RSMo, governs complaints against public utilities and requires the Commission, upon the filing of a complaint, to cause a copy to be served on the utility, require the utility to satisfy or answer the complaint within a reasonable time, and "make such other order as it may deem proper or expedient." This statute implies a duty to investigate and resolve complaints on their substantive merits, particularly in contested cases under Chapters 386 and 536, RSMo. The Commission dismissed the complaint solely on procedural grounds without addressing the core allegations that Ameren Missouri failed to credit a June 2025 payment and discontinued service without required notifications. This dismissal without a hearing deprives the Complainant of the procedural protections afforded by Section 386.390, RSMo, rendering the order unlawful.

2. Violation of Due Process Requirements Under Section 536.067, RSMo, and Section 536.070, RSMo, by Dismissing Without a Full Opportunity to Be Heard.

The complaint proceeding is a contested case under Chapter 536, RSMo (Missouri Administrative Procedure Act), which applies to Public Service Commission actions per Section 386.510, RSMo. Section 536.067, RSMo, requires reasonable notice and an opportunity to be heard in contested cases, including the right to present evidence and cross-examine witnesses under Section 536.070, RSMo.

The Commission issued a show cause order on October 23, 2025, but dismissed the complaint on November 5, 2025, without holding a hearing on either the procedural violations or the merits.

3. Issuance of an Invalid Administrative Subpoena in Violation of Section 386.440, RSMo, Limiting Subpoena Power to Within the State.

Section 386.440, RSMo, grants the Commission subpoena power but explicitly states that subpoenas “shall extend to all parts of the state.” This limits the Commission’s subpoena authority to Missouri and does not authorize direct issuance or enforcement of subpoenas to out-of-state residents without domestication.

4. Mischaracterization of Communications as Ex Parte in Violation of 20 CSR 4240-4.020.

Commission Rule 20 CSR 4240-4.020 regulates ex parte communications and defines them as communications concerning substantive issues in a case made without notice to or participation by all parties.

5. Failure to Investigate Alleged Violations of Ameren Missouri’s Tariffs and Commission Rules on Service Disconnection Notifications, in Violation of 20 CSR 4240-13.055 and Section 393.135, RSMo.

6. Dismissal Not Supported by Good Cause Under 20 CSR 4240-2.116(4), Rendering the Order Unreasonable.

RELIEF REQUESTED

The Complainant requests that the Commission grant this application for rehearing, set aside the Order Dismissing Complaint, and allow the case to proceed to a full evidentiary hearing on the merits.

Respectfully submitted,

Brett Felber

Pro Se Complainant

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Date: December 4, 2025

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served this 4th day of December, 2025, via email and/or U.S. Mail.