

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

File No. EC-2026-0004

Brett Felber, Complainant

v.

Union Electric Company d/b/a Ameren Missouri, Respondent.

APPLICATION FOR REHEARING

COMES NOW Complainant, Brett Felber, pursuant to Section 386.500, RSMo, and respectfully applies for rehearing of the Commission's Order Denying Application for Rehearing issued December 17, 2025, and states as follows:

I. COMMISSION ERROR – FAILURE TO ISSUE FINDINGS AND CONCLUSIONS

The Commission erred as a matter of law by issuing an order containing no findings of fact and no conclusions of law, in violation of Section 386.430, RSMo. Missouri courts require Commission orders to articulate factual and legal bases sufficient for judicial review. See *State ex rel. MoGas Pipeline, LLC v. Missouri Public Service Commission*, 366 S.W.3d 493, 496–97 (Mo. banc 2012); *Prairie Hills Water Co. v. Missouri Public Service Commission*, 16 S.W.3d 70, 74 (Mo. App. W.D. 2000).

II. COMMISSION ERROR – MISAPPLICATION OF SECTION 386.500.1, RSMo

The Commission erred by denying rehearing based solely on a conclusory assertion of judgment, without addressing whether legal or procedural error was demonstrated. Commission discretion must be exercised within statutory and constitutional limits. See *State ex rel. Associated Natural Gas Co. v. Missouri Public Service Commission*, 954 S.W.2d 520, 523 (Mo. banc 1997).

III. COMMISSION ERROR – DENIAL OF ADMINISTRATIVE DUE PROCESS

The Commission denied rehearing without addressing the specific statutory, regulatory, and tariff violations raised by Complainant, depriving Complainant of meaningful administrative due process. Administrative proceedings before the Commission must comply with constitutional due-process requirements. See *State ex rel. Jackson County v. Missouri Public Service Commission*, 532 S.W.2d 20, 27 (Mo. banc 1975).

IV. COMMISSION ERROR – FAILURE TO ADDRESS FILED TARIFF AND RULE VIOLATIONS

The Commission erred by failing to determine whether Respondent violated filed tariffs and Commission rules. Utilities and the Commission are strictly bound by filed tariffs, and failure to enforce them constitutes reversible error. See *State ex rel. UtiliCorp United, Inc. v. Missouri Public Service Commission*, 687 S.W.2d 618, 620–21 (Mo. banc 1985).

WHEREFORE, Complainant respectfully requests that the Commission grant rehearing, vacate the Order Denying Application for Rehearing, issue a lawful order containing findings of fact and conclusions of law, or in the alternative, clarify the legal basis for denial sufficient for appellate review.

Respectfully submitted this 17 day of December, 2025.

Brett Felber
Complainant
Email: [REDACTED]

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Application for Rehearing was served on this 17 day of December, 2025, by electronic mail or U.S. Mail, postage prepaid, upon the following:

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Brett Felber