BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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In the Matter of Union Electric Company d/b/a Ameren Missouri's Tariff to Increase Its Revenues for Electric Service

Case No. ER-2014-0258

NOTICE OF COMMUNICATION

Issue Date: April 28, 2015

This notice is being filed on behalf of Chairman Robert S. Kenney at the Missouri Public Service

Commission along with the attached letter from Carolyn Johnson and Dan Nichols, 10305 Fox Tail Lane,

Dexter, Missouri 63841, regarding the above captioned case.

Respectfully Submitted,

Robert S. Kenney Dated at Jefferson City, Missouri On this 28th day of April, 2015

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10305 Fox Tail Lane Dexter, MO 63841 573-614-4262 April 23, 2015

Chairman Robert S. Kenney Missouri Public Service Commission 200 Madison Street Jefferson City, MO 65101

Delivered by fax to 573-526-7341 on April 24, 2015

Dear Chairman Kenney:

We are writing to update you on Ameren's actions since the rate case hearing (<u>ER-2014-0258</u>) that my brother and I attended in Dexter on January 26th, 2015.

At the hearing I showed photographs and described Ameren's refusal to redress the severe damage its agents caused to our 19-acre property after the 2009 ice storm. A 7200 volt line was located west of our land on the adjoining property. Ameren's agents trespassed to clear-cut all the trees and shrubs including large, mature oak trees along the west side of our property. They dumped trash and left all the trees and other shrubs cut from both our property and the neighbor's on our land and in our pond. They drove a heavy dual-wheeled truck the length of the east side of our property, cutting deep ruts and compacting the wet ground. We discovered the trespass and damage two days after the storm, notified Ameren, and showed their representative the damage. Despite this notice, Ameren's agents trespassed again and installed a large pole and guy wire in our pond.

At first Amercn's district supervisor claimed it had an easement on the west side of our property to do anything it wanted anywhere on our property; however, she could not produce a copy. Indeed, we have verified from extensive search of county records that none exists.

You asked if we had tried to resolve the safety, trespass and damage issues with Ameren. I gave you a verbal summary of our attempts, and despite these, Ameren has taken no action on removing its equipment from our pond, stopping its trespass on our property, and compensating us for the damages to our property so we can cleanup, repair and replant.

You encouraged Ameren to resolve these issues, noting that local rate hearings can focus the company's undivided attention on resolving outstanding matters. Ameren's officer responded that Bob Dixon, the new district supervisor in Cape Girardeau would take the lead on working with us. Also you asked us to have hope and rcopen communications with Ameren after all the years of Ameren's refusal to take effective action. I said Ameren had unreasonably demanded that we give the company a legal easement and sign a confidentiality agreement in exchange for removing the trespass and compensating us for the damages, cleanup, and reclamation.

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I agreed that we would try again with the understanding that we were not willing to revisit those unreasonable conditions, nor would we allow Ameren to waste our time by jumping through more hoops of substantiating the damage, obtaining estimates, or filing another claim with Ameren's insurance, a claim that Ameren asked us to file but never even responded to.

Due in part to snow and in part to his travel and vacation schedule, it took over two months after the hearing for Mr. Dixon, to schedule a visit to our property to see the situation and to discuss their resolution. On April 6 Mr. Dixon came with the local engineer, Eric Boyer. Mr. Dixon said he had prepared by reading through the files of our correspondence and other documentation.

We walked them around our property to show the damage. When we returned to Carolyn's house, we assumed we would now discuss resolution, but Mr. Dixon and Mr. Boyer said they were unprepared to discuss resolving the damage, trespass and safety issues because they had come without their computer and maps.

Mr. Dixon promised he would get back to us in one week by April 13 for a specific discussion. He has not contacted us.

We very much appreciate your interest and concern about our situation. We have not given up and are trying to hold onto the hope you encouraged us to have, although it appears Ameren is once again dragging its corporate feet and refusing to take a responsible course.

Thank you again for your efforts. We would welcome any questions or suggestions.

Sincerely,

Carolyn Johnson Astrace Dan Nichols

Cc: Dustin Allison, Acting Public Counsel, Missouri Office of the Public Counsel. <u>Delivered by</u> fax to 573-751-5562.