

**BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI**

In the Matter of the Application of Union Electric                    )  
Company d/b/a Ameren Missouri’s Energy Efficiency                    )  
Investment Charge Rider.    )  
Case No. ER-2015-0132

**PUBLIC COUNSEL’S MOTION TO FILE OUT OF TIME, REQUEST FOR  
ADDITIONAL TIME TO RESPOND TO STAFF’S RECOMMENDATION, AND  
MOTION TO SUSPEND TARIFF SHEETS**

COMES NOW the Office of the Public Counsel (“Public Counsel”) and submits this motion to file out of time, request for additional time to respond to Staff’s recommendation, and motion to suspend tariff sheets as follows:

Motion to file out of time

1. The Commission’s rules provide that Parties shall be allowed ten (10) days from the date of filing in which to respond to any pleading unless otherwise ordered by the Commission.
2. The Staff of the Missouri Public Service Commission (“Staff”) filed its recommendation on December 19, 2014, making the tenth day to respond December 29, 2014.
3. Due to the preparation for a hearing and the seasonal holidays, the undersigned attorney was not able to file a response to the filings by Staff on December 29, 2014. Additionally, as explained more fully below in its request for additional time to respond to Staff’s recommendation, Public Counsel is currently waiting for responses to additional data requests sent in this case.
4. Public Counsel files this motion concurrently with a request for additional time to respond to Staff’s recommendation and respectfully requests that the Commission accept Public Counsel’s request of time. Public Counsel suggests that neither the Commission nor any party will be prejudiced by Public Counsel’s delay in filing its response.

Request for additional time to respond to Staff's recommendation

5. On November, 21, 2014, the Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri” or “Company”) filed an application to adjust its Energy Efficiency Investment Charge Rider and submitted its 1<sup>st</sup> Revised Sheet No. 90.5 of Ameren Missouri’s Schedule No. 6 – Schedule of Rates for Electric Service (Tariff Tracking No. YE-2015-0210) with an effective date of January 27, 2015.<sup>1</sup>

6. The Commission issued an Order directing the Staff to file its recommendation no later than December 21, 2014.<sup>2</sup>

7. On December 19, 2014, Staff filed its *Recommendation to Approve Tariff Sheets* in this case.<sup>3</sup>

8. Reviewing the Staff’s recommendation raised new questions for Public Counsel. In order to seek answers to resolve the new concerns, Public Counsel issued additional data requests to Ameren Missouri on December 23, 2014, making the responses due by January 12, 2015.

9. Because the responses to the data request are necessary before Public Counsel can fully evaluate the Staff’s Recommendation, Public Counsel requests additional time, until January 20, 2015, to respond to Staff’s recommendation.

Motion to suspend tariff sheets

10. The tariff sheets filed by the Company have an effective date of January 27, 2015.<sup>4</sup>

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<sup>1</sup> Doc. No. 1; Doc. No. 2.

<sup>2</sup> Doc. No. 3.

<sup>3</sup> Doc. No. 7.

<sup>4</sup> Doc. No. 2.

11. Out of an abundance of caution, and to allow for a full review of the outstanding data request responses, Public Counsel requests that the Commission suspend the effective date of the tariff sheets filed by the Company, Tariff Tracking No. YE-2015-0210.

WHEREFORE, the Office of the Public Counsel respectfully submits the foregoing motion to file out of time, request for additional time to respond to Staff's recommendation, and motion to suspend tariff sheets.

Respectfully,

OFFICE OF THE PUBLIC COUNSEL

/s/ Tim Opitz  
Tim Opitz  
Assistant Counsel  
Missouri Bar No. 65082  
P. O. Box 2230  
Jefferson City MO 65102  
(573) 751-5324  
(573) 751-5562 FAX  
Timothy.opitz@ded.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 30<sup>th</sup> day of December 2014:

/s/ Tim Opitz

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