

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the First Prudence Review of)
Costs Subject to the Commission-Approved Fuel) Case No. EO-2010-0255
Adjustment Clause of Union Electric Company,)
d/b/a AmerenUE)

MISSOURI INDUSTRIAL ENERGY CONSUMERS' STATEMENT OF POSITION

COMES NOW the Missouri Industrial Energy Consumers (“MIEC”), and pursuant to the Commission’s September 29, 2010 *Order Adopting Procedural Schedule* provides the following Statement of Position, with issues numbered according to the *Joint List of Issues* filed on January 4, 2011. The MIEC reserves the right to modify its positions or to assert additional positions as this case proceeds.

1. Are the revenues derived from the power sales agreements between Ameren Missouri and counter-parties Wabash Valley Power Association, Inc. (Wabash) and American Electric Power Service Corporation as Agent for the AEP Operating Companies (AEP) excluded from the definition of “OSSR” found in the Original Tariff Sheets Nos 98.2 and 98.3 of Ameren Missouri’s Fuel and Purchase Power Adjustment Clause, which took effect March 1, 2009?

MIEC POSITION: The revenues derived from the power sale agreements between Ameren Missouri and counter-parties Wabash and AEP are not excluded from the definition of “OSSR” found in the Original Tariff Sheets Nos. 98.2 and 98.3 of Ameren Missouri’s Fuel and Purchase Power Adjustment Clause, which took effect March 1, 2009.

2. Was it imprudent, improper and/or unlawful for Ameren Missouri to exclude the Company's power sale agreements with AEP and Wabash from off-system sales and not include the revenues collected under the Company's power sale agreements with AEP and Wabash in OSSR and therefore, not include those revenues in its calculation of the Fuel and Purchased Power Adjustment rates for the time period of March 1, 2009 through September 30, 2009?

MIEC POSITION: It was imprudent, improper and unlawful for Ameren Missouri to exclude the Company's power sale agreements with AEP and Wabash from off-system sales and not include the revenues collected under the Company's power sale agreements with AEP and Wabash in OSSR and therefore, not include those revenues in its calculation of the Fuel and Purchased Power Adjustment rates for the time period of March 1, 2009 through September 30, 2009.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent by electronic mail this 7th day of January, 2011, to the parties on the Commission's service list in this case.

/s/ Diana Vuylsteke