

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

SEP 29 1980

In the Matter of Union Electric)
Company of St. Louis, Missouri)
for Authority to File Revised)
Tariffs for Incandescent Lighting)
Service Provided to Customers in)
The Missouri Service Area of the)
Company)

Case No. ER-80-190

MISSOURI

PUBLIC SERVICE COMMISSION

MOTION FOR RESETTING

Comes now the City of University City, Missouri, and James Carl, an individual, Intervenor in this case and moves the Commission that this cause be removed from the hearing date of Thursday, October 2nd, 1980, upon which it is presently set and reset for 9:00 o'clock, Monday, October 20th, 1980, a date suggested by Union Electric counsel, or for another date during that week or the week of October 6th, 1980, on a day mutually available and agreeable to counsel and to the Commission, and for grounds therefore states:

1. That Intervenor cannot properly prepare for the presentation of their case by the hearing date presently set, in that:

a. Certain of its witnesses will not be able to be present and/or prepared on the date set; and

b. That one of their counsel has only been retained in this case on Thursday, September 25th, 1980, and has long had a case set for rehearing argument on October 2nd, 1980, in the Court of Appeals, Western District, and cannot be present before the Commission on that date and that, as evidenced by the grant of a rehearing the issue in that case is one of great public interest and requires his appearance; and

FILED
SEP 29 1980

PUBLIC SERVICE COMMISSION

c. That counsel for Intervenor has been informed by the Commission Staff that some of the matters requested of the company by the staff has not yet been furnished, will probably not be furnished until the 29th or 30th of September, and will not be voluntarily made available to Intervenor and, even if furnished to the staff, have not been furnished to Intervenor who thus will be unable to prepare their case in light of such information; nor to prepare proper motions to enable them to have such information prior to trial.

2. That counsel for the company has informed Intervenor's counsel it has no objection to such variation and resetting.

WHEREFORE, Intervenor move this motion be sustained and this cause reset as herein stated.

Respectfully submitted,
Attorneys for the City of University City

By *Dennis F. Kay*
Dennis F. Kay, Bar No. 22774
6801 Delmar Boulevard
University City, Missouri 63130
(314) 862-6767

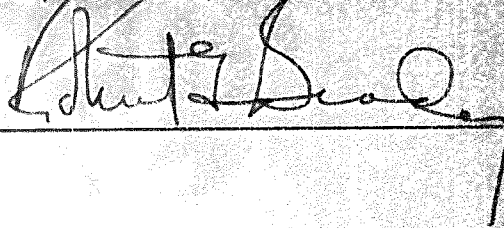
BRYAN, CAVE, MCPHEETERS & McROBERTS

By *Robert G. Brady*
Robert G. Brady, Bar No. 13730
500 North Broadway, Suite 2100
St. Louis, Missouri 63102
(314) 231-8600

By *James L. Carl*
James L. Carl
1110 Washington Avenue
St. Louis, Missouri 63130
(314) 231-8600
Intervenor Pro Se

Certificate of Service

I hereby certify that a copy of the foregoing has been mailed to Kent Ragsdale, Public Service Commission, P.O. Box 360, Jefferson City, Missouri 65102; Edward J. Cadieux, Public Service Commission, P.O. Box 360, Jefferson City, Missouri 65102; Stewart W. Smith, Jr., Vice President and General Counsel, Union Electric Company, 1901 Gratiot Street, P.O. Box 149, St. Louis, Missouri 63166; and Mr. Mike Barnes, Union Electric Company, P.O. Box 149, St. Louis, Missouri 63166, this 26th day of September, 1980.

A handwritten signature in dark ink, appearing to read "Edward J. Cadieux", is written over a horizontal line. The signature is stylized with a large, looped initial "E".