

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of Union Electric Company d/b/a)	
AmerenUE's Tariffs to Increase its Annual)	Case No. ER-2010-0036
Revenues for Electric Service)	

**MOTION OF NATURAL RESOURCES DEFENSE COUNCIL TO LATE-FILE
AFFIDAVIT**

Comes now the Natural Resources Defense Council (NRDC) and, pursuant to 4 CSR 240-2.050(3)(B), asks leave to late-file the affidavit that is being filed herewith.

1. NRDC timely filed the rebuttal testimony of Pamela G. Lesh on February 11, 2010 but without her affidavit.

2. On the afternoon of February 11 Ms. Lesh lost connectivity after sending her testimony to counsel but before sending the affidavit. It was not restored until Monday, Feb.15.

3. NRDC asks the Commission to find that any neglect in not timely filing the affidavit was excusable.

WHEREFORE, NRDC respectfully requests the Public Service Commission to grant leave to file the affidavit out of time.

/s/ Henry B. Robertson
Henry B. Robertson (Mo. Bar No. 29502)
Great Rivers Environmental Law Center
705 Olive Street, Suite 614
St. Louis, Missouri 63101
(314) 231-4181
(314) 231-4184 (facsimile)
hrobertson@greatriverslaw.org

CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was sent by email on this 16th day of February, 2010, to the parties on the Commission's service list.

/s/Henry B. Robertson
Henry B. Robertson