

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

In the Matter of Union Electric Company)	
d/b/a AmerenUE for Authority to File)	<u>Case No. ER-2007-0002</u>
Tariffs Increasing Rates for Electric)	Tariff No. YE-2007-00007
Service Provided to Consumers in the)	
Company's Missouri Service Area)	

**UE JOINT BARGAINING COMMITTEE'S SUPPLEMENT TO ITS
APPLICATION FOR LEAVE TO INTERVENE OUT OF TIME**

COMES NOW the UE Joint Bargaining Committee (hereinafter referred to as the 'Committee') and, in response to the Commission's order directing it to file a supplement to its previously-filed application to intervene, states as follows:

1. The UE Joint Bargaining Committee filed an Application For Leave to Intervene Out of Time on August 31, 2006.
2. On September 7, 2006 the Commission issued an Order directing the UE Joint Bargaining Committee to file a supplemental pleading. In the Order the Commission expressed concerns that the UE Joint Bargaining Committee's interest, as described in its application, did not appear to be any different than that of the general public or that the interest described could be protected by the Office of Public Counsel.
3. The UE Joint Bargaining Committee represents AmerenUE employees who maintain the transmission lines and infrastructure necessary for delivering power to AmerenUE customers.
4. As the Commission recently stated in an Order allowing the Commercial Group to intervene 20 days late in Case No. ER-2007-0004, the Office of Public Counsel generally represents the interests of homeowners and small businesses.

See Order Granting Late-Filed Application to Intervene, Case No. ER-2007-0004.

Those interests are sometimes in conflict with the interests of the UE Joint Bargaining Committee, which is not necessarily opposed to the rate increase.

Although, it should be noted the Committee has not adopted a formal position.

5. The UE Joint Bargaining Committee's interest is that of employees who may be pecuniarily affected by, for example, an order or settlement that limits the rate increase; or, a settlement that requires AmerenUE to respond to emergencies or power outages in a way that compromises the safety of the linemen or other workers; or, an order or settlement that requires conditions of service which may require workers to work longer hours or reduce the number of line workers on crews.

6. As such, the Committee's interest is different than that of homeowners and small businesses and that interest may be adversely affected by any final order or settlement arising from this case.

7. No other party represents the same or similar interests as that of the UE Joint Bargaining Committee.

8. Under Missouri law an intervenor before the Commission is not required to have a pecuniary interest in the case or property rights, which will be directly affected by an order issued by the Commission. See *State ex rel. Consumers Public Service Co. v. Public Service Commission*, 180 S.W.2d 40 (Mo. 1944). "Any local interest in the situation involved" is a sufficient basis for intervention before the Commission. See *State ex rel. Crown Coach Co. v. Public Service Commission*, 185 S.W.2d 347 (Mo.App. 1944).

9. As was stated in its Application to Intervene, the Committee was unable to intervene in a timely manner due to the recent storms in St. Louis, which disrupted electric service and required members of the Committee's governing board to work longer than normal hours repairing electric lines, restoring electric service and other related duties. As a result, the Committee's governing board was unable to meet and confer about this rate case and obtain the necessary approval to intervene from its members until August 29, 2006.

10. Like the Commercial Group in Case No. ER-2007-0004, the UE Joint Bargaining Committee has provided a "reasonable explanation for its failure to apply to intervene within the allotted time." See Order Granting Late-Filed Application to Intervene, Case No. ER-2007-0004. And, as was detailed above, the Committee's interests cannot be adequately represented by any of the other parties in this case.

11. If granted the right to intervene, the Committee agrees that it would take the case as it now stands, so that no party would be prejudiced by such intervention.

12. The Committee adopts and incorporates herein all positions, statements and allegations made in its Application For Leave to Intervene Out of Time previously filed on August 31, 2006.

WHEREFORE, the UE Joint Bargaining Committee respectfully requests that its Application for Leave to Intervene Out of Time be granted and that it be provided full rights to participate immediately as a party to this proceeding.

Date: September 14, 2006

Respectfully Submitted,

/s/ Matthew Uhrig

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via e-mail to the following parties on the 14th day of September, 2006.

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