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IN ASSOCIATION WITH BRYAN CAVE,  
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September 28th, 2001

**By Federal Express**

The Honorable Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
200 Madison Street, Suite 100  
Jefferson City, MO 65101

**FILED<sup>3</sup>**

OCT - 1 2001

Missouri Public  
Service Commission

Re: Case No. EC-2002-1

Dear Judge Roberts:

Enclosed for filing in the above-referenced case are an original and fourteen (14) copies of the *Missouri Industrial Energy Consumers' Motion to Establish Procedural Schedule* in the above-referenced case.

Thank you for your assistance in bringing this filing to the attention of the Commission

Very truly yours,



Diana M. Vuylsteke

DMV:dv  
Enclosures  
cc: All parties

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

FILED<sup>3</sup>

OCT - 1 2001

Missouri Public  
Service Commission

Staff of the Missouri Public Service  
Commission,

Complainant,

v.

Union Electric Company, d/b/a  
AmerenUE,

Respondent.

Case No. EC-2002-1

**MISSOURI INDUSTRIAL ENERGY CONSUMERS' MOTION  
TO ESTABLISH SCHEDULING CONFERENCE AND PROCEDURAL SCHEDULE**

Comes now Adam's Mark Hotel, Alcoa Foil Products, Anheuser-Busch Companies, Inc., The Boeing Company, Ford Motor Company, General Motors Corporation, Holnam, Hussmann Refrigeration, ISP Minerals, Mallinckrodt, Inc., MEMC Electronic Materials, Monsanto Company, Precoat Metals, Procter & Gamble Manufacturing, Ralston Purina and Solutia, hereafter referred to as the Missouri Industrial Energy Consumers ("MIEC"), and files its Motion to Establish Scheduling Conference and Procedural Schedule. In support of its Motion, the MIEC states as follows:

1. On July 2, 2001, the Commission Staff filed its Complaint and a proposed procedural schedule.
2. On July 10, Union Electric Company ("UE") filed its response to Staff's proposed procedural schedule. UE proposed a substantially more extended schedule than Staff's proposed schedule.

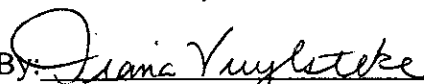
3. On July 23, the MIEC filed its *Response Regarding Procedural Schedule*. MIEC's response opposed UE's proposed schedule on the basis that it would unnecessarily delay rate reductions.

4. Almost three months have passed since the Staff's Complaint has been filed. If the allegations in Staff's Complaint are true, UE is overearning at the expense of ratepayers by as much as \$685,000 per day. Ratepayers have been overcharged by as much as \$60 million during the months since UE's last experimental alternative regulation plan expired on June 30. The time has passed for adoption of the Staff's proposed schedule and many of the dates for UE's extended proposed schedule have already passed.

WHEREFORE, the MIEC respectfully requests that the Commission convene a scheduling conference as soon as possible, and adopt a procedural schedule within ten (10) days of the scheduling conference.

Respectfully submitted,

BRYAN CAVE, LLP

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed to all counsel of record as shown on the attached service list this 28th day of September, 2001.

