

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

Staff of the Missouri Public Service Commission,

Complainant,

v.

Union Electric Company, doing business as AmerenUE,

Respondent.

Case No. EC-2002-1

ORDER GRANTING INTERVENTION

On July 2, 2001, the Staff of the Missouri Public Service Commission filed its Excess Earnings Complaint against Union Electric Company, doing business as AmerenUE, alleging that Union Electric's rates for electric service are not just and reasonable in that it has excess annual revenues between \$213,774,613 and \$250,071,725.

On July 13, 2001, a group of some 8 not-for profit hospital systems and large industrial plant customers of Union Electric jointly filed their Application to Intervene as Missouri Energy Group. These applicants are Barnes-Jewish Hospital, DaimlerChrysler Corporation, The Doe Run Company, Emerson Electric Company, Lone Star Industries, Inc., River Cement Company, SSM HealthCare, and St. John's Mercy Health Care. In support of their application, the intervenor applicants assert that they will be affected by the outcome of this case, that their interest is to obtain electric service at just and reasonable rates, that their interest is different from that of the general public, and that granting intervention would serve the public interest.

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On July 18, 2001, Doe Run Resources Corporation filed its Application to Intervene as Doe Run. In support of its application, Doe Run asserts that it will be affected by the outcome of this case, that its interest is to obtain electric service at just and reasonable rates, that its interest is different from that of the general public, and that granting intervention would serve the public interest by helping to develop a more complete record.

On September 4, 2001, Laclede Gas Company, a Missouri-regulated competitor and large industrial customer of Union Electric, filed its Application to Intervene. In support of its application, Laclede asserts that it will be affected by the outcome of this case and that its interest is different from that of the general public. Laclede also notes that it has obtained a Certificate of Good Standing from the Missouri Secretary of State and that the Commission has consistently recognized its interest in other cases involving Union Electric's rates.

The parties were unintentionally omitted from the Commission's previous order granting intervention. No party has objected to these applications and the time for doing so has now passed. Therefore, the Commission will grant the applications to intervene.

IT IS THEREFORE ORDERED:

1. That the application to intervene filed on July 13, 2001, by Missouri Energy Group, consisting of Barnes-Jewish Hospital, DaimlerChrysler Corporation, The Doe Run Company, Emerson Electric Company, Lone Star Industries, Inc., River Cement Company, SSM HealthCare, and St. John's Mercy Health Care, is granted.

The Commission's Records Department shall add the association's counsel to the service list in this matter.

2. That the application to intervene filed on July 18, 2001, by Doe Run, is granted. The Commission's Records Department shall add the company's counsel to the service list in this matter.

3. That the application to intervene filed on September 4, 2001, by Laclede Gas Company, is granted. The Commission's Records Department shall add the company's counsel to the service list in this matter.

4. That the intervenors shall file a responsive pleading to Staff's Complaint within 30 days of the issue date of this order, admitting or denying each factual assertion or legal conclusion set out therein. In the event that Respondent Union Electric, doing business as AmerenUE, files a responsive pleading asserting some new matter of fact or law, the intervenors shall within 30 days file a second responsive pleading, admitting or denying each factual assertion or legal conclusion set out in Union Electric's responsive pleading.

5. That this order shall become effective on September 28, 2001.

BY THE COMMISSION

Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

(S E A L)

Dale Hardy Roberts, Deputy Judge
Regulatory Law Judge, by delegation
of authority pursuant to Section 386.240,
RSMo 2000.

Dated at Jefferson City, Missouri,
on this 1st day of October, 2001.