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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 29th
day of December 1998.

In the Matter of Terry Ball,)	
)	
Complainant,)	
)	
vs.)	<u>Case No. EC-98-446</u>
)	
AmerenUE,)	
)	
Respondent.)	

ORDER DISMISSING COMPLAINT AND CLOSING CASE

On April 9, 1998, Terry Ball (Complainant) filed a complaint against Union Electric Company d/b/a AmerenUE (Respondent). On May 22, 1998, Respondent filed its answer in which it detailed how it arrived at the amounts it believed it was owed by Complainant. On July 7, the Commission directed the Staff to investigate the facts surrounding the complaint.

On November 4, the Staff filed a memorandum explaining the results of its investigation and its understanding of the current status of the case. Staff states that it determined that the past due balances are for electric service provided to Complainant. Staff also stated that this determination is not disputed by the parties. Staff states that the only issue that Complainant and Respondent have not resolved is Complainant's

desire that Respondent issue him a written apology. Complainant did not dispute or respond to the Staff memorandum.

On October 22, in response to a Commission order, the parties met at a prehearing conference and submitted a proposed procedural schedule. On November 20, the Commission issued an Order Regarding Procedural Schedule that called for Complainant to file testimony on November 25. Complainant did not do so, nor did he request an extension of time.

Because Complainant has not filed his testimony as ordered by the Commission, and because the sole remaining request for relief (the request for a written apology) is not within the power of the Commission to grant the Commission will dismiss the complaint.

IT IS THEREFORE ORDERED:

1. That the complaint filed by Terry Ball on April 9, 1998, against Union Electric Company d/b/a AmerenUE is dismissed.
2. That this order shall become effective on January 8, 1999.
3. That this case may be closed on January 9, 1999.

BY THE COMMISSION

Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Murray,
Schemenauer, and Drainer, CC., concur

Mills, Deputy Chief Regulatory Law Judge

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COMMISSION COUNSEL
PUBLIC SERVICE COMMISSION