

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

In the Matter of the Application of Union)
Electric Company for Authority to Continue)
The Transfer of Functional Control of Its)
Transmission System to the Midwest)
Independent Transmission System Operator, Inc.)

File No. EO-2011-0128

**NOTICE OF LATE FILING
AND MOTION FOR LEAVE TO LATE-FILE**

COMES NOW undersigned counsel for the Staff of the Missouri Public Service Commission (“Staff”) and for his Notice Of Late Filing and Motion For Leave To Late-File states as follows:

1. On November 18, 2011, Office Public Counsel (“OPC) filed *Office of Public Counsel’s Motion to Continue Hearing and Request for Expedited Treatment*, requesting the Commission continue the Evidentiary Hearing set for November 21 and 22, 2011, and instead set a prehearing conference for the parties to meet and discuss the appropriate procedure and schedule to resolve this case.

2. On November 18, 2011, at 11:13 a.m., the Commission entered its *Order Establishing Time to Respond to Public Counsel’s Motion to Continue Hearing*, and requested any party wishing to respond to *Public Counsel’s Motion to Continue Hearing and Request for Expedited Treatment* shall do so no later than November 18, 2011, at 2:30 p.m..

3. While undersigned Staff counsel has made every effort to timely file Staff’s response, as of the time of this filing, it is clear that undersigned Staff counsel, due to the short time constraints, anticipates he will complete such filing in the Commission’s Electronic Information and Filing System (EFIS) on this date, November 18, 2011, no later than 3:00 p.m.

4. Staff counsel does not make this request to unduly delay these proceedings, and certainly apologizes for any inconvenience this delay may cause.

WHEREFORE, undersigned Staff counsel provides notice of late filing, and requests the Commission grant leave to late-file the Staff's response to the November 18, 2011 Commission *Order Establishing Time to Respond to Public Counsel's Motion to Continue Hearing*.

Respectfully submitted,

/s/ Steven Dottheim

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronic mail to all counsel of record this 18th day of November, 2011.

/s/ Steven Dottheim