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BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

Case No. EC-2026-0218

In the Matter of the Complaint of

Brett Felber and Lisa Lambert,

Complainants,

v.

Ameren Missouri d/b/a Union Electric Company,

Respondent.

MOTION FOR SUMMARY DETERMINATION

(Pursuant to 20 CSR 4240-2.117)

I. INTRODUCTION

Complainants Brett Felber and Lisa Lambert respectfully move the Missouri Public Service Commission for Summary Determination in their favor pursuant to 20 CSR 4240-2.117. This matter arises from Respondent's failure to comply with mandatory Commission requirements governing notice prior to discontinuance of residential electric service.

II. GOVERNING LAW

1. Commission Rule **20 CSR 4240-2.117** authorizes summary determination where the record shows there is no genuine issue of material fact and the moving party is entitled to relief as a matter of law.
2. Commission Rule **20 CSR 4240-13.050(5)** requires that a utility provide written notice at least ten (10) days prior to discontinuance of residential service.
3. Commission Rule **20 CSR 4240-13.050(4)(A)** requires that the discontinuance notice include:
 - the name and address of the customer, and
 - the address where service is rendered, if different.

This requirement is mandatory and ensures notice is directed to the actual premises subject to potential disconnection.

III. STATEMENT OF UNDISPUTED FACTS

4. Respondent maintained separate billing and service addresses for the Complainants' account.
 5. Respondent issued discontinuance-related correspondence only to the billing address.
 6. Respondent did not send the required discontinuance notice to the service address where electric service was actually rendered.
 7. Respondent has acknowledged that the notice was not directed to the service location.
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IV. ARGUMENT

8. The Commission's rule expressly requires that discontinuance notices include the service address when it differs from the billing address.
 9. This requirement is designed to ensure actual notice to occupants at the premises facing termination of utility service.
 10. Mailing notice solely to a billing address, while failing to provide notice to the service address, does not satisfy the mandatory requirements of 20 CSR 4240-13.050.
 11. Because the underlying facts are not in dispute—specifically, the existence of separate addresses and failure to notify the service address—there is no genuine issue of material fact.
 12. Accordingly, Respondent's actions constitute noncompliance with mandatory Commission notice requirements as a matter of law.
 13. Summary determination is appropriate under 20 CSR 4240-2.117.
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V. CONCLUSION

WHEREFORE, Complainants respectfully request that the Missouri Public Service Commission:

- A. Grant Summary Determination in favor of Complainants;
 - B. Find that Respondent violated 20 CSR 4240-13.050;
 - C. Declare Respondent's discontinuance notice defective and noncompliant; and
 - D. Grant such other and further relief as the Commission deems just and proper.
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Motion was served upon all parties of record via EFIS filing system on this 13th day of May, 2026.

Respectfully submitted,

Brett Felber
Complainant

Lisa Lambert
Complainant