

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In Re: Union Electric Company's 2005)	
Utility Resource Filing Pursuant to)	Case No. EO-2006-0240
4 CSR 240—Chapter 22)	

**APPLICATION TO INTERVENE OF SIERRA CLUB,
MISSOURI COALITION FOR THE ENVIRONMENT AND
MISSOURI NUCLEAR WEAPONS EDUCATION FUND, operating as
MID-MISSOURI PEACEWORKS**

Come now Sierra Club, Missouri Coalition for the Environment (“Coalition”), Missouri Nuclear Weapons Education Fund, operating as Mid-Missouri Peaceworks (“Peaceworks”), and pursuant to 4 CSR 240-2.075, apply to intervene herein and become parties for all purposes in respect to AmerenUE’s (“UE”) 2005 Resource Filing Pursuant to 4 CSR 240—Chapter 22. In support of their motion to intervene, Sierra Club, Coalition and Peaceworks state the following.

1. Sierra Club is a nonprofit organization organized and existing under the nonprofit corporation laws of the state of California. Sierra Club has more than 700,000 members nationally, and about 3,812 members who reside in St. Louis City and County and St. Charles County and are UE ratepayers. Sierra Club exists for the purposes of preserving and protecting environmental values, and for years has been actively concerned with protecting air and water quality throughout the state of Missouri. Sierra Club’s interest in protecting and enhancing the quality of ambient air and water throughout the state will be adversely affected if AmerenUE builds any new power plants from non-renewable polluting sources such as coal or natural gas. Sierra Club is

concerned with the build-up of greenhouse gases which lead to global warming, and with pollution from non-renewable sources which cause a host of health problems including asthma, mercury poisoning, sudden infant death syndrome, respiratory problems, and other problems. Sierra Club has been actively encouraging the use of energy efficiencies and renewable energy sources. To the best of Sierra Club's knowledge, no other intervenor will address these health and environmental issues. Due to AmerenUE's classification of its Integrated Resource Plan ("IRP") as "highly confidential," Sierra Club is unsure of the position it will take on the IRP.

2. Missouri Coalition for the Environment is a nonprofit corporation with approximately 750 members. The Coalition and many of its members are AmerenUE ratepayers. In addition, the Coalition and its members have a strong interest in protecting Missouri's environment, including advocating for the reduction of air pollution from electric utilities, ensuring that nuclear plants do not contaminate the environment, avoiding damage to water quality and the environment from hydroelectric or pumped storage facilities, and advocating for other generating facilities to have as low an environmental impact as possible. Due to AmerenUE's classification of its Integrated Resource Plan ("IRP") as "highly confidential," the Coalition is currently uncertain of the position it will take on the IRP.

3. The Missouri Nuclear Weapons Education Fund, operating as Mid-Missouri Peaceworks, is a Missouri nonprofit corporation, located in Columbia Missouri. It has approximately 500 members. Peaceworks is deeply concerned with the creation of a sustainable future. It has worked for many years to educate the public as to the need to

make our economy as energy efficient as possible, so as to reduce environmental pollution, reverse the degradation of air and water quality, address the very pressing issue of global climate change, and assure a supply of energy from renewable sources to meet the needs of our progeny. Peaceworks has strong concerns over nuclear weapons and their proliferation, and is therefore an advocate of a non-nuclear weapons future. As nuclear power and nuclear weapons are inexorably tied to each other, this makes any expansion of nuclear power generation a concern of Peaceworks in terms of its proliferation impact. Many of Peaceworks' members are ratepayers of AmerenUE and therefore have an economic interest in the company pursuing the most cost-effective, long-run strategy for meeting energy needs. Due to AmerenUE's classification of its Integrated Resource Plan ("IRP") as "highly confidential," Peaceworks is unsure of the position it will take on the IRP.

4. According to PSC regulation 4 CSR 240-2.010, highly confidential information includes "[1] material or documents that contain information relating directly to specific customers; [2] employee-sensitive information; [3] marketing analyses or other market-specific information relating to services offered in competition with others; [4] reports, work papers or other documentation related to work produced by internal or external auditors or consultants; [5] strategies employed, to be employed, or under consideration in contract negotiations." A utility is required to distinguish between the highly confidential and public information and separately mark the information. It seems unlikely that a large utility's 20-year plan would contain only highly confidential information. The ways in which a regulated utility will meet energy demand do not

necessarily include information meeting the above restrictions, and therefore the entire IRP should not be classified as highly confidential. Indeed, if certain plants are proposed it is possible that other members of the public will become interested and would like to intervene at that time. Therefore, the PSC should consider re-opening the intervention deadline after parts of the IRP become public.

5. This application is timely filed in that it meets the Commission's Order requiring such applications be filed by December 28, 2005.

6. It will serve the public interest for the PSC to grant this application to intervene.

WHEREFORE, Sierra Club, Missouri Coalition for the Environment and Peaceworks respectfully request the Public Service Commission to grant the application to intervene.

/s/Henry B. Robertson

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct PDF version of the foregoing was sent by email on this 28th day of December, 2005, to the following:

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