

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

In the Matter of the Application of Union Electric)
Company d/b/a Ameren Missouri for Permission and)
Approval and a Certificate of Public Convenience and) File No. EA-2018-0202
Necessity Authorizing it to Construct a Wind Generation)
Facility.)

**MOTION FOR EXPEDITED CONSIDERATION AND APPROVAL OF
TARIFF SHEETS FILED IN COMPLIANCE WITH COMMISSION
REPORT AND ORDER ON LESS THAN THIRTY DAYS' NOTICE**

COMES NOW Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri” or “Company”), and pursuant to the Commission’s *Report and Order* in the above-captioned case issued December 12, 2018 approving a RESRAM¹ for Ameren Missouri (the “*RESRAM Report and Order*”) and 4 CSR 240-2.080(14), hereby files its Motion for Expedited Consideration and Approval of Tariff Sheets Filed in Compliance with Commission Report and Order on Less Than Thirty Days’ Notice. In support of its Motion, Ameren Missouri states as follows:

1. On December 12, 2018, the Commission issued its *RESRAM Report and Order* in this proceeding, to be effective on December 22, 2018. The *RESRAM Report and Order* authorizes Ameren Missouri to file tariffs complying with the *RESRAM Report and Order*. Ordered ¶ 1.
2. Earlier today, Ameren Missouri caused to be filed with the Commission the tariff sheets authorized by the *RESRAM Report and Order* to effectuate the decisions made by the Commission in the *RESRAM Report and Order*.² Those tariff sheets bear an issue date of

¹ Renewable Energy Standard Rate Adjustment Mechanism.

² These tariff sheets are identical to those approved by the *RESRAM Report and Order*, which are the tariff sheets attached to the Third Stipulation and Agreement as Appendix B, except for one clerical change necessitated by the pagination of the tariff sheets when the tariff sheets were put into final form. The one clerical change is that in the definition of "MBA" on sheet no. 93.3, the sheet reference was changed to 93.4 from 93.6 because after the final formatting was completed there is no longer a Sheet No. 93.6. This does not affect the substance or content of the tariff sheets.

December 13, 2018, with an effective date thirty days later in order to comply with 4 CSR 240-3.160.³

3. Section 393.140(11) specifies that, unless the Commission orders otherwise, a change shall not be made to any rate filed by an electrical corporation except after thirty days' notice to the Commission and publication for thirty days as required by order of the Commission. However, Section 393.140(11) expressly provides that, for good cause shown, the Commission may allow tariff changes without requiring thirty days' notice. Good cause exists to make the Company's compliance tariffs effective on January 1, 2019 because the Commission has already determined, by its *Order Approving Stipulation and Agreement* issued in this docket on October 24, 2018, that a RESRAM should be implemented for Ameren Missouri, and has already determined that the RESRAM should be reflected in the tariff sheets filed concurrently with this motion. Moreover, the above-referenced Stipulation contemplated that the RESRAM tariff sheets would take effect on January 1, 2019 (See Appendix B thereto). It is also important that the RESRAM tariff sheets take effect on January 1, 2019 so that the beginning of the first accumulation period under the RESRAM will coincide with the beginning of an accounting month and year.

4. As provided for in 4 CSR 240-2.080(14), the Company requests that the Commission approve the compliance tariffs by December 19, 2018 to take effect on January 1, 2019.⁴ As noted earlier, the Commission has good cause to do so. There will be no negative effect

³ Ameren Missouri has complied with this Commission rule by filing the compliance tariffs with a thirty-day effective date, despite Ameren Missouri's belief that thirty days' notice is unnecessary under these circumstances, particularly given the specific provisions of Section 393.140(11) RSMo. (2016), discussed below.

⁴ This will allow the Commission to provide 10 days or more for anyone wishing to seek rehearing of the Commission's compliance tariff approval order. See *Office of the Pub. Counsel v. Pub. Serv. Comm'n*, 409 S.W.3d 522 (Mo. App. W.D. 2013) (Recognizing the time to seek rehearing can be shortened, as was the case when the Commission issued its Report and Order in this case, and that so long as 10 or more days is provided the presumption of unreasonableness provided for in the opinion does not arise).

on anyone – ratepayers or the Company – if the compliance tariffs are approved to be effective January 1, 2019 because doing so simply implements the decisions the Commission has already made in approving the above-referenced Stipulation and issuing the *RESRAM Report and Order*.

5. This Motion was filed as soon as it could have been under the circumstances.

WHEREFORE, for the foregoing reasons and for good cause shown, Ameren Missouri respectfully requests that the Commission grant this Motion by order issued by December 19, 2018⁵ to be effective for service rendered on and after January 1, 2019, and for such other and further relief as the Commission deems appropriate under the circumstances.

⁵ The date of its next-scheduled Agenda.

Respectfully submitted:

/s/ James B. Lowery

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served on all parties of record via electronic mail (e-mail) on this 13th day of December, 2018.

/s/ James B. Lowery
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