

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

In the Matter of the Application of Kansas City	)	
Power & Light Company and KCP&L Greater	)	
Missouri Operations Company for the issuance	)	
of an Accounting Authority Order relating	)	
to their Electrical Operations and for a Contingent	)	Case No. EU-2014-0077
Waiver of the Notice Requirement of	)	
4 CSR 240-4.020(2).	)	

**AMEREN MISSOURI'S APPLICATION FOR LEAVE  
TO INTERVENE OUT-OF-TIME**

COMES NOW Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri" or "Company"), pursuant to 4 C.S.R. 240-2.075, and for its Application for Intervention in this case, states as follows:

1. Ameren Missouri is a Missouri corporation, in good standing in all respects, with its principal office and place of business located at 1901 Chouteau Avenue, St. Louis, Missouri 63103. The Company is engaged in providing electric and gas utility services in portions of Missouri as a public utility under the jurisdiction of the Missouri Public Service Commission (Commission). There is already on file with the Commission a certified copy of the Company's Articles of Incorporation (See Commission Case. No. EA-87-105), a Certificate of Corporate Good Standing (See Case No. EF-2014-0094), and a copy of the Company's Fictitious Name Registration as filed with the Missouri Secretary of State's Office (See Case No. EN-2011-0069), and said documents are incorporated herein by reference and made a part hereof for all purposes.

2. Pleadings, notices, orders, and other correspondence concerning this matter should be addressed to:

Thomas M. Byrne  
Director - Assistant General Counsel  
Ameren Services Company  
1901 Chouteau Ave.  
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and

James B. Lowery  
Smith Lewis, LLP  
111 South Ninth Street, Suite 200  
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3. Ameren Missouri requests leave to intervene in this case out-of-time.

Commission rule 4 CSR 240-2.075(10) states that applications filed after the intervention date established by the Commission may be granted upon a showing of good cause. Ameren Missouri seeks leave to intervene out-of-time because it simply overlooked the earlier order setting an intervention deadline, but as one of only two other electrical corporations in Missouri, still has an interest in this case that is different from the general public and cannot be represented by other parties to this proceeding. Moreover, Ameren Missouri's perspective on the issues in this case could aid the Commission in resolving this case. Consequently, Ameren Missouri's participation in this case will promote the public interest.

4. Insofar as whether good cause exists is a matter that lies largely in the discretion of the officer or court to which the decision is committed and depends upon the circumstances of the individual,<sup>1</sup> Ameren Missouri requests that the Commission exercise its discretion to grant Ameren Missouri leave to intervene.

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<sup>1</sup> See, e.g., *Wilson v. Morris*, 369 S.W.2d 402, 407 (Mo. 1963) and *Matter of Seiser*, 604 S.W.2d 644, 646 (Mo. App. E.D. 1980).

5. In compliance with 4 CSR 240-2.075(10), Ameren Missouri affirmatively states that as of the date of this application it accepts the record established in this case, including the requirements of any orders of the Commission.

WHEREFORE, Ameren Missouri respectfully requests that the Commission grant it leave to intervene out of time and that it be made a party hereto with all rights to participate in this matter.

Respectfully submitted,

SMITH LEWIS, LLP

**/s/ James B. Lowery**

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**Attorneys for Ameren Missouri**

Dated: October 29, 2013

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing Ameren Missouri's Application for Intervention was served via electronic mail (e-mail) or via regular mail on this 29th day of October, 2013, on:

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**/s/ James B. Lowery**  
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