

Exhibit No.:
Issue(s): Policy
Witness: Jamie S. Myers
Sponsoring Party: MoPSC Staff
Type of Exhibit: Rebuttal Testimony
Case No.: EA-2019-0181
Date Testimony Prepared: July 15, 2019

MISSOURI PUBLIC SERVICE COMMISSION

COMMISSION STAFF DIVISION

REBUTTAL TESTIMONY

OF

JAMIE S. MYERS

**UNION ELECTRIC COMPANY,
d/b/a AMEREN MISSOURI**

CASE NO. EA-2019-0181

*Jefferson City, Missouri
July 15, 2019*

*** **Denotes Highly Confidential Information** ***

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1 Q. Have you previously filed testimony before the Commission?

2 A. Yes. A copy of my case participation is attached.

3 Q. What is the purpose of your testimony?

4 A. The purpose of my testimony is to sponsor the Staff's Rebuttal Report that is
5 being filed concurrently with this testimony and provide an overview of Staff's position in this
6 proceeding.

7 Short forms used in this testimony and Staff's Rebuttal Report include:

8 "Commission" for the Missouri Public Service Commission

9 "Staff" for the Staff of the Missouri Public Service Commission

10 "Ameren Missouri" for Union Electric Company, d/b/a Ameren Missouri

11 "CCN" for certificate of convenience and necessity

12 "BTA" for Build Transfer Agreement

13 "Enel" for Enel Kansas, LLC

14 Q. Please briefly describe Ameren Missouri's request.

15 A. On May 15, 2019, Ameren Missouri filed its Application seeking a CCN
16 authorizing it to construct, install, own, operate, maintain, and otherwise control and manage a
17 wind generation facility, which includes generation-tie ("gen-tie") facilities, to be constructed
18 in Atchison County, Missouri ("Outlaw Project") pursuant to a Build Transfer Agreement
19 ("BTA") with Enel Kansas, LLC ("Enel"). Ameren Missouri is also seeking authority to merge
20 the special-purpose entity, Outlaw Wind Project, LLC (a wholly owned subsidiary of Enel
21 Kansas, LLC), into Ameren Missouri with Ameren Missouri being the surviving entity.

22 Q. What is Staff's recommendation on the Application?

23 A. Based on Staff's review, Staff recommends the Commission grant Ameren
24 Missouri a CCN, that does not include siting authority for any transmission upgrade or

1 component, notwithstanding the inclusion of the gen-tie line in the BTA, for the Outlaw Project,
2 under the specific terms of the BTA, with the following conditions:

- 3 A. The quarterly progress reports, which Ameren has agreed to submit in Case Nos.
4 EA-2018-0202 and EA-2019-0181, will include an update on project milestones
5 achieved or missed, significant delays or occurrence of force majeure events,
6 updates on cost estimates including but not limited to transmission
7 interconnection costs, construction costs, turbine costs, and overall project cost
8 (\$/kW), in addition to plans and specifications for the project and permit
9 updates;
- 10 B. Ameren Missouri must receive approval from the Federal Energy Regulatory
11 Commission;
- 12 C. The currently ordered depreciation rate of 6.81% and net salvage percentage of
13 -17% shall be used;
- 14 D. Ameren Missouri will provide the full grossed-up value of PTCs to customers
15 through the Renewable Energy Standard Rate Adjustment Mechanism or in rates
16 when earned;
- 17 E. Ameren Missouri will include the Missouri Department of Conservation (MDC)
18 in all scheduled meetings and conference calls with the United States Fish and
19 Wildlife Service (USFWS) as well as provide MDC with a copy of all
20 documents and/or reports related to the Project that are provided to the USFWS;
- 21 F. Ameren Missouri's preferred plan and IRP models will be updated to reflect the
22 effects of the expected generation on the net present value of revenue
23 requirement (NPVRR) and the preferred plan will be adjusted accordingly. A list
24 of factors that Staff recommends the Commission order Ameren Missouri to
25 analyze for its next annual update in 2020 is attached to the Staff Rebuttal Report
26 as Appendix A;
- 27 G. Ameren Missouri will analyze the IRP models in accordance with the Staff
28 recommendations attached to the Staff Rebuttal Report as Appendix A and

1 provide the results of the analysis to the Commission and Commission Staff in
2 its next IRP annual update;

3 H. Transmission Interconnection: Ameren Missouri shall file with the Commission
4 an analysis, prior to a Generation Interconnection Agreement being signed, if
5 the Total Designated Network upgrade costs and costs allocated or assigned
6 from other upgrades or projects, exceed *** _____ *** for a connection
7 to SPP or *** _____ *** for a connection to MISO. Such an analysis
8 should compare the increased Total Designated Network upgrade costs
9 including potential costs allocated or assigned from other upgrades or projects,
10 with the benefits of continuing the project; and,

11 I. Ameren Missouri will use the in-service criteria jointly filed by Staff and
12 Ameren Missouri on January 22, 2019 in Case No. EA-2018-0202.¹

13 Staff also recommends the Commission grant Ameren Missouri's request to merge the special-
14 purpose entity into Ameren Missouri, with Ameren Missouri being the surviving entity.

15 Q. How is Staff's Rebuttal Report organized?

16 A. It is organized by topic as follows:

- 17 I. Executive Summary – Background and Staff Recommendations
- 18 II. Application Requirements²
- 19 III. Five Tartan Criteria

¹ In Case No. EA-2018-0202, Ameren Missouri and Staff worked together to create a list of in-service criteria, which was also agreed to in EA-2019-0021. Due to the similarities in the projects, Staff recommends also using the in-service criteria in this case.

² As stated in Staff's Rebuttal Report, 4 CSR 240-3.105 was recently rescinded and replaced with 4 CSR 240-20.045. Because 4 CSR 240-20.045 was in effect at the time of Ameren Missouri filing its Application, Staff used this rule to evaluate the Application. However, 4 CSR 240-20.045 was the subject of an appeal in the Missouri Court of Appeals, Western District, and the court issued an opinion on June 28, 2019, vacating the Order of Rulemaking promulgating 4 CSR 240-20.045. On the advice of counsel, parties to the appeal case have until Monday, July 15 to file post-disposition motions (i.e., motion for transfer and/or rehearing) and this testimony was prepared before that deadline. Staff counsel may address rule applicability in its brief, if needed.

- 1 a. Whether there is a need for the facilities and service
- 2 b. Whether the applicant is qualified to own, operate,
- 3 control and manage the facilities and provide the
- 4 service;
- 5 c. Whether the applicant has the financial ability for the
- 6 undertaking;
- 7 d. Whether the proposal is economically feasible; and
- 8 e. Public Interest

9 Q. Does this conclude your rebuttal testimony?

10 A. Yes.

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) Case No. EA-2019-0181
for Permission and Approval and a)
Certificate of Public Convenience and)
Necessity Under 4 CSR 240-3.105)

AFFIDAVIT OF JAMIE S. MYERS

STATE OF MISSOURI)
)
COUNTY OF COLE) ss.

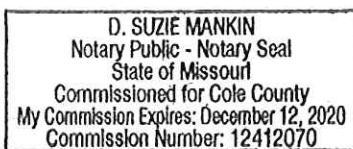
COMES NOW JAMIE S. MYERS and on her oath declares that she is of sound mind and lawful age; that she contributed to the foregoing *Rebuttal Testimony*; and that the same is true and correct according to her best knowledge and belief.

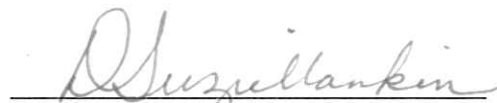
Further the Affiant sayeth not.


JAMIE S. MYERS

JURAT

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 3rd day of July 2019.




Notary Public