

**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 a Variance	)	
from the Provisions of Commission Rule	)	File No. EE-2013-0511
4 CSR 240-14 to Meet Unregulated Competition	)	
in a Subdivision in Cole County, Missouri.	)	

**MOTION OF UNION ELECTRIC COMPANY d/b/a AMEREN MISSOURI  
TO APPROVE COMPLIANCE TARIFF SHEET  
AND MOTION FOR EXPEDITED TREATMENT**

COMES NOW Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri” or “Company”), and pursuant to the Commission’s *Order Granting Variance* in the above-captioned case issued June 26, 2013 (the Order”) and 4 CSR 240-2.080(16), hereby files its Motion to Approve Compliance Tariff Sheet and Motion for Expedited Treatment on Less Than Thirty Days’ Notice. In support of its Motions, Ameren Missouri states as follows:

1. On June 26, 2013 the Commission issued the Order in this proceeding, to be effective on June 30, 2013. The Order grants Ameren Missouri a waiver from the Commission’s promotional practices rule and its tariff regarding undergrounding requirements in new subdivisions.
  
2. Earlier today, Ameren Missouri caused to be filed with the Commission a revised tariff sheet (Sheet No. 161.1) that implements the Order to reflect the variances. The revised tariff sheet bears an issue date of July 2, 2013, with an effective date thirty days later in order to comply with 4 CSR 240-3.160.<sup>1</sup>
  
3. Section 393.140(11), RSMo. specifies that, unless the Commission orders otherwise, a change shall not be made to any rate filed by an electrical corporation except after

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<sup>1</sup> 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 for compliance tariffs.

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 tariff effective because the Commission has already determined that the variances should be granted and the filing of the tariff sheet simply memorializes the existence of the variance, as contemplated by Ameren Missouri's tariff.

4. As provided for in 4 CSR 240-2.080(16), the Company requests that the Commission approve the compliance tariff so that it may take effect on July 5, 2013, and the Commission, as noted earlier, has good cause to do so. Furthermore, the Company states that by doing so, the Commission will avoid any potential harm (e.g., lack of published information in Ameren Missouri's tariff regarding the variances) that could be caused by the existence of the Order, which became effective on June 30, but without formal notice in the tariff that the variances are in effect. Moreover, there can be no negative effect on anyone – ratepayers or the Company – if the compliance tariff is approved to be effective July 5, 2013 because this will allow notice of the existence of the variances in Ameren Missouri's published tariff in accordance with the Order.

5. This Motion was filed as soon as it could have been under the circumstances.<sup>2</sup>

WHEREFORE, for the foregoing reasons and for good cause shown, Ameren Missouri respectfully requests that the Commission grant this Motion to Approve Compliance Tariff Sheet, and approve the tariff sheet to be effective for service rendered on and after July 5, 2013.

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<sup>2</sup> Because Ameren Missouri had filed a restatement of its entire tariff in Tariff Filing JE-2013-0582, which did not become effective until Sunday, June 30, 2013, Ameren Missouri could not make this filing until after that effective date because it could not have the same tariff sheet on file that contained different terms.

Respectfully submitted,

**/s/ Wendy K. Tatro**

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**ATTORNEYS FOR  
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**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing Motion has been e-mailed or sent via U.S. mail, postage prepaid, on this 2nd day of July, 2013, to the Commission's Staff Counsel and the Public Counsel, as follows:

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**/s/ Wendy K. Tatro**  
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