

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

**EARTH ISLAND INSTITUTE d/b/a/)
RENEW MISSOURI, et. al.)
)
COMPLAINANTS)
)
v.)
)
THE EMPIRE DISTRICT ELECTRIC)
COMPANY,)
)
RESPONDENT)**

Case No. EC-2013-0382

NOTICE REGARDING EXTRA-RECORD COMMUNICATION

Issue date: February 6, 2013

On February 1, 2013, the below included materials were sent via email to each of the five Commissioners serving on the Missouri Public Service Commission (“the Commission”) and several members of their staff. The materials are related to an online petition hosted on the site change.org. The petition was create by staff members of Renew Missouri for the purpose of soliciting signatures and other input from members of the Missouri public to support Renew Missouri’s efforts to achieve enforcement of Missouri’s Renewable Energy Standard (“RES”).

Renew Missouri is a party to the above-styled case. Pursuant to Commission Rule 4 CSR 240-4.020(3)(A), these emailed material may represent Ex Parte Communications. Although Renew Missouri did not send the majority of the emails directly, the emails were sent in response to the online petition created by Renew Missouri. This Notice is intended to comply with Commission Rules 4 CSR 240-4.020(3)(C) and 4 CSR 240-4.020(4).

The manner in which these emails were sent was the result of a misunderstanding between Renew Missouri staff and a mistake in the creation of the online petition. Renew Missouri intended to collect online signatures and input from members of the Missouri public

before transmitting the petition along with the signatures and additional input in their entirety via the Comments feature on EFIS. However, due to an unforeseen detail, change.org sent an email to each Commissioner for each instance that a member of the public signed the online petition. Upon discovering that this was occurring on the night of February 1, 2013, Renew Missouri staff corrected the error and ensured Commissioners would not receive any further emails from change.org.

Summarized below are the email communications received by the Commissioners between January 8 and February 1, 2013. Renew Missouri does not make any admission as to whether or not the referenced emails qualify as ex parte communications. However, this notice is being filed in the interest of caution and at the request of Shelley Brueggemann, Chief Litigation Attorney for the Missouri Public Service Commission.

Respectfully Submitted,



Andrew J. Linhares, MO Bar ID # 63973

The below text is what Commissioners received approximately 68 times between January 8, and February 1, 2013:

Dear Kevin Gunn (Missouri Public Service Commission),

Renew Missouri started a petition "[Missouri Public Service Commission: Require utilities to comply with Missouri's renewable energy standard](#)" targeting you on Change.org that's starting to pick up steam.

Change.org is the world's largest petition platform that gives anyone, anywhere the tools they need to start, join and win campaigns for change. Change.org never starts petitions on our own -- petitions on the website, like "[Missouri Public Service Commission: Require utilities to comply with Missouri's renewable energy standard](#)", are started by users.

While "[Missouri Public Service Commission: Require utilities to comply with Missouri's renewable energy standard](#)" is active, you'll receive an email each time a signer leaves a comment explaining why he or she is signing. You'll also receive periodic updates about the petition's status.

Here's what you can do right now to resolve the petition:

Review the petition. Here's a link:

<http://www.change.org/petitions/missouri-public-service-commission-require-utilities-to-comply-with-missouri-s-renewable-energy-standard>

See the 253 signers and their reasons for signing on the petition page.

Respond to the petition creator by sending a message here:

<http://www.change.org/petitions/missouri-public-service-commission-require-utilities-to-comply-with-missouri-s-renewable-energy-standard?response=71b1c24cd560>

Sincerely,
Change.org

Included below are the names of the 68 individuals or groups who signed the petition and caused an email to be sent to the Commissioners between January 8 and February 1, 2013:

Paul Rolfe	Columbia, MO, United States	2013-01-08
PJ Wilson	Columbia, MO, United States	2013-01-30
Bryan Ray	Springfield, MO, United States	2013-02-01
Amy Plovnick	St. Louis, MO, United States	2013-02-01
Evan Prost	Columbia, MO, United States	2013-02-01
Jean Blackwood	Columbia, MO, United States	2013-02-01
Bryan Puskar	Saint Louis, MO, United States	2013-02-01
Tony Sirna	Rutledge, MO, United States	2013-02-01

Catherine Gilpin	Springfield, MO, United States	2013-02-01
Diane Capps	Kansas City, MO, United States	2013-02-01
Dave Harmon	High Ridge, MO, United States	2013-02-01
Robert Goetz	Saint Louis, MO, United States	2013-02-01
Grant Weber	St. Louis, MO, United States	2013-02-01
Bill Brune	Kansas City, MO, United States	2013-02-01
Joseph Galloway	Winfield, MO, United States	2013-02-01
Patrick Cuba	Saint Louis, MO, United States	2013-02-01
Dr. George and Virginia Benson	St. Louis, MO, United States	2013-02-01
Ruth Lewis	Osceola, MO, United States	2013-02-01
Vihar Sheth	St. Louis, MO, United States	2013-02-01
Libby Reuter	St Louis, MO, United States	2013-02-01
Kyle McKenzie	Webb City, MO, United States	2013-02-01
Vicki Johnson	Kansas City, MO, United States	2013-02-01
Melissa Vatterott	Wildwood, MO, United States	2013-02-01
James Fish	Saint Louis, MO, United States	2013-02-01
Mark Haim	Columbia, MO, United States	2013-02-01
Lorin Crandall	St. Louis, MO, United States	2013-02-01
Erik Lueders	St. Louis, MO, United States	2013-02-01
Mark Burgess	St. Louis, MO, United States	2013-02-01
Don Kurz	Jefferson City, MO, United States	2013-02-01
E. Schmidt	Ellisville, MO, United States	2013-02-01
Aaron Shaw	Cameron, MO, United States	2013-02-01
James Babb	Clarkson Valley, MO, United States	2013-02-01
David Catlin	Springfield, MO, United States	2013-02-01
Scotts Contracting	St Louis, MO, United States	2013-02-01
Hiram Mesa	Webb City, MO, United States	2013-02-01
Rosalind Williams	University City, MO, United States	2013-02-01
Claire Garden	Columbia, MS, United States	2013-02-01
Tao Weilundemo	Fulton, MO, United States	2013-02-01
mike diel	macon, MO, United States	2013-02-01
Jeffery Frey	Columbia, MO, United States	2013-02-01
Cathy Pyle	Mountain View, MO, United States	2013-02-01
Will Roth	Bridgeton, MO, United States	2013-02-01
June Paige	Liberty, MO, United States	2013-02-01
gerald lindhorst	st. louis, MO, United States	2013-02-01
William Pickard	University City, MO, United States	2013-02-01
Reese Forbes	Saint Louis, MO, United States	2013-02-01
Ann Gulick	Saint Louis, MO, United States	2013-02-01
Carol Adams	Kansas City, MO, United States	2013-02-01
Michael Guittar	Columbia, MO, United States	2013-02-01
Stan Slaughter	Lee's Summit, MO, United States	2013-02-01
James Linhares	Kirkwood, MO, United States	2013-02-01
Lynda Richards	Rolla, MO, United States	2013-02-01
Kerwin Marshall	Saint Louis, MO, United States	2013-02-01
Delwin Johnson	St. Louis, MO, United States	2013-02-01

jerry honeycutt	springfield, MO, United States	2013-02-01
Stanley Cain	Washington, MO, United States	2013-02-01
Bernard Waxman	Olivette, MO, United States	2013-02-01
Rick Tharp	Plattsburg, MO, United States	2013-02-01
Paul Marske	Webster Groves, MO, United States	2013-02-01
Edward Burke	Kirkwood, MO, United States	2013-02-01
Joe Green	Farley, MO, United States	2013-02-01
Sagar Patel	Columbia, MO, United States	2013-02-01
Cindy Jenkins	St. Louis, MO, United States	2013-02-01
Dan Payne	Bourbon, MO, United States	2013-02-01
Alex Primm	Springfield, MO, United States	2013-02-01
Beth Spindler	Springfield, MO, United States	2013-02-01
Douglas Sunshine	Festus, MO, United States	2013-02-01
Josh Privitt	St Louis, MO, United States	2013-02-01

Additionally, Commissioners received an email from change.org whenever a signatory chose to give additional input regarding their reasons for signing the online petition. The below text is what Commissioners received approximately 34 times on February 1, 2013:

Dear [name of Commissioner],

I just signed Renew Missouri's petition "["Missouri Public Service Commission: Require utilities to comply with Missouri's renewable energy standard"](#)" on Change.org.

Here's why I signed:

[individual's text; see below]

Sincerely,
 [individual's name], [individual's home city]

Included below are the comments themselves, the text of which the Commissioner's received in the above-referenced emails.

This comment is inappropriate

Report Cancel

- [Theresa Hebron](#) SAINT LOUIS, MO, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

The majority of Missouri voters voted for the use of renewable energy.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Derek Buhr](#) WINSTON-SALEM, NC
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

Renewable energy is something that this state unfortunately lags behind in, and is unacceptable. The benefits of working towards a more sustainable form of energy is immense both for the individual and the environment. RES was passed by ballot initiative meaning THE PEOPLE want this. Utilities who only care about their bottom line need to be held accountable for failing to meet the fairly modest standards set out for them.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Kelsey Robinson](#) COLUMBIA, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

Renewable energy is the key to the future and it's about time Missouri starts following what the rest of the country has already been doing.

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [Sister Carol Boschert](#) O'FALLON, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

Save the environment for future generations!

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [Lawrence Lewis](#) OSCEOLA, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

I voted for the initiative and would like to see it implemented as intended.

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [James Harmon](#) KIRKSVILLE, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

We must do everything within our power to reduce causes of global warming & developing climate chaos. Enhancing sustainable energy sources is a crucial step toward reducing greenhouse gas production.

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [Natalia Prats](#) HARTSBURG, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

Renewables is the future of my children and of the world. Giving your back to renewables is giving your back to humanity and to our future. Thanks to renewables we have a life here in Missouri. Take them away and you'll have another unemployed household.

REPORT THIS COMMENT:

This comment is inappropriate

- [Cleo Kottwitz](#) COLUMBIA, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

Caring for earth and future generations.

REPORT THIS COMMENT:

This comment is inappropriate

- [James Wagner](#) SAINT LOUIS, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

We must begin to build renewable energy. Fossil fuels are finite and killing the environment.

REPORT THIS COMMENT:

This comment is inappropriate

- [Alex Primm](#) MOUNTAIN VIEW, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

I want to install solar on my home and would like to know my utility will be supportive in all ways possible!

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Dan Payne](#) UNION, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

Reducing unsustainable, non renewable is very important

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Cindy Jenkins](#) OLIVETTE, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

This is important because we need to push forward on renewables and quit relying on outdated, dirty energy.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Sagar Patel](#) COLUMBIA, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

Laws are meant to be followed.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Paul Marske](#) WEBSTER GROVES, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

I want clean energy jobs in Missouri. I want my state to move forwards not backwards!!

REPORT THIS COMMENT:

This comment is inappropriate

- [Richard Tharp](#) PLATTSBURG, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

I voted for this measure because I wanted to help our state.

REPORT THIS COMMENT:

This comment is inappropriate

- [Bernard Waxman](#) OLIVETTE, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

I care about the environment and renewable energy is one way to help.

REPORT THIS COMMENT:

This comment is inappropriate

- [Stanley Cain](#) WASHINGTON, MO
 - 5 days ago
 - [Like](#)
 Liked 1

[Delete comment](#)

[Never mind](#)

I am a small business owner who has benifitted by a solar pv installer. My business has benifitted and I now have 5 more employees. Customer can afford to install systems that offset the need and use of enviroment destroying facilities such as nuclear and coal burning facilities. Although those types of facilities are needed for now I look forward to a time when we utilize and protect our natural

resources more wisely.

Thank you,

Stanley Cain

President

Cain Electric, Inc

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [jerry honeycutt](#) SPRINGFIELD, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

descargar videos de youtube

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Lynda Richards](#) ROLLA, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

We must get out ahead of fossil fuels however we can.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [James Linhares](#) ST. LOUIS, MO
 - 5 days ago
 - [Like](#)
 Liked 1
[Delete comment](#)

[Never mind](#)

This measure is a direct challenge to the will of the voters of Missouri. In 2008 they supported renewable energy standards for Missouri in 2008 on the clear understanding that new renewable sources would be cultivated to meet the standard.

REPORT THIS COMMENT:

This comment is inappropriate

- [Stan Slaughter](#) LEE'S SUMMIT, MO

- 5 days ago

- [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

Green Energy and Green Jobs are our future. Please compel compliance with our renewable energy standard.

REPORT THIS COMMENT:

This comment is inappropriate

- [William Pickard](#) UNIVERSITY CITY, MO

- 5 days ago

- [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

My professional opinion as a scientist specializing in energy matters is that the United States (including my grandson who is too young to protect himself) will be in terrible trouble if we are not heavily renewable by 2070. The technology needed does not yet exist and may never exist unless the public demands action this day!

REPORT THIS COMMENT:

This comment is inappropriate

- [Jeffery Frey](#) COLUMBIA, MO

- 5 days ago

- [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

I am signing because investor owned utilities have transgressed the will of the People of Missouri. They have done so by their non-compliance with a referendum passed in 2008.

In 2008, two-thirds of Missouri voters demanded that investor-owned utilities (IOUs) increase their use of renewable energy. This was the highest passage margin of any statewide renewable energy law.

Last year, utilities were required to demonstrate that 2% of their energy came from renewable sources. However, utilities have built virtually no new renewable energy at all; instead, they have sought to confuse the intent of the law through their influence in Jefferson City.

Utilities claim they can comply by using renewable energy generated at a time when the law wasn't even in effect.

This is like trying to roll over cell phone minutes from a time before you even had the phone.

Utilities are trying to use large, century-old hydroelectric facilities, even though the law explicitly forbids the the use of large hydro-power.

The Missouri renewable energy law was passed to bring Missouri new, cleaner sources of energy and create jobs here in our local communities.

Instead, IOUs are wasting our money on "renewable credits" from far-away states. This means that Missouri sees no new jobs and no change in how we get our energy, while out-of-state energy producers see larger profits.

Invest in Missouri Jobs and Local Economies:

Missouri gets roughly 85% of our energy from Wyoming coal, sending \$1.3 billion out of our state every year.

If we instead invested in clean energy back home, we would keep more of that money in our local economies and create thousands of jobs, giving us cleaner air and healthier people in the process.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Claire Garden](#) COLUMBIA, MO
 - 5 days ago
 - [Like](#)
 - Liked 1
- [Delete comment](#)

[Never mind](#)

I helped gather signatures.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [David Catlin](#) SPRINGFIELD, MO
 - 5 days ago

o [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

It's past time that we get serious about global climate change.

REPORT THIS COMMENT:

This comment is inappropriate

• [Elizabeth Schmidt](#) ELLISVILLE, MO

o 5 days ago

o [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

It is time the MO PSC take the will of the voters seriously and require utilities to produce renewable energy. A super-majority has spoken. Why isn't the PSC listening? All the PSC is doing is allowing the public to see who is really in charge...the utilities.

REPORT THIS COMMENT:

This comment is inappropriate

• [Ruth Lewis](#) OSCEOLA, MO

o 5 days ago

o [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

Improve overall economy and sustainability, reduce CO2.

REPORT THIS COMMENT:

This comment is inappropriate

• [Patrick Cuba](#) SAINT LOUIS, MO

o 5 days ago

o [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

Voter intent has been subverted too many times. I watched too many neighbors stop voting or turn to subversive activities to get their point across because they feel that the system has broken. That's embarrassing as a citizen.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Joseph Galloway](#) WINFIELD, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

The growth of the renewable energy industry is vital to the economic vitality of Missouri and the United States.

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Bill Brune](#) KANSAS CITY, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

It is time to start supporting distributed homeowner electrical generation

REPORT THIS COMMENT:

This comment is inappropriate

Report Cancel

- [Dave Harmon](#) HIGH RIDGE, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

We must take action now to save the planet for our children and grandchildren

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [Jean Blackwood](#) COLUMBIA, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

I want to see new sources of clean energy replacing dirty coal, gas, and dangerous nuclear plants. i want to see the new jobs created by wind and solar power.

REPORT THIS COMMENT:

This comment is inappropriate

[Report](#) [Cancel](#)

- [Evan Prost](#) COLUMBIA, MO

◦ 5 days ago

◦ [Like](#)

Liked 1

[Delete comment](#)

[Never mind](#)

We worked hard to get that initiative approved by the voters. The choice of the voters of Missouri must be respected! Thank you.

REPORT THIS COMMENT:

This comment is inappropriate

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Headline



by [Renew Missouri](#)

1000

You can add a photo or a video to your petition page by pasting the URL into this box. You can also write a news update to your supporters.

[Post](#)

1. Reached 250 signatures