

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

In the Matter of the First Prudence Review)	
Of Costs Subject to the Commission-)	
Approved Fuel Adjustment Clause)	
Of Aquila, Inc., d/b/a KCP&L)	Case No. EO-2009-0115
Greater Missouri Operations Co.)	

AMERENUE’S APPLICATION FOR INTERVENTION

COMES NOW Union Electric Company d/b/a AmerenUE (“AmerenUE” or “Company”), pursuant to 4 C.S.R 240-3.161(10) and 4 C.S.R. 240-2.075, and for its Application for Intervention in this case, states as follows:

1. AmerenUE 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 Restated Articles of Incorporation (*see*, Commission Case. No. EO-96-431), a Certificate of Corporate Good Standing (*see*, Commission Case No. EF-2003-0514), and a copy of Company’s Fictitious Name Registration as filed with the Missouri Secretary of State’s Office (*see*, Commission Case No. GO-98-486), 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:

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Managing Associate General Counsel
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and

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3. AmerenUE was a party to the case which established the fuel adjustment clause for which this prudence review is being conducted. Consequently, AmerenUE is, according to Commission Rule 4 CSR 240-3.161(10), automatically a party to this case. Specifically, 4 CSR 240-3.161(10) provides as follows: “[a] person or entity granted intervention in a general rate proceeding in which a RAM is approved by the commission, shall be a party to any subsequent related periodic rate adjustment proceeding, annual true-up or prudence review, without the necessity of applying for intervention.”

4. Since, however, the Commission issued an Order Directing Notice and Establishing Intervention Date (today), AmerenUE is filing this Motion. Intervention is proper in any event because AmerenUE has an interest in this case that is different from that of the general public and which may be adversely affected by a final order arising from this case. Moreover, AmerenUE’s intervention is in the public interest. AmerenUE’s interest in this case arises from its status as only one of three investor-owned electric utilities regulated by the Commission in the state with a direct and specific interest in the issues raised in this case, including the Commission’s handling of the prudence review of Aquila, Inc.’s (“Aquila”) fuel

adjustment clause (“FAC”),¹ particularly given AmerenUE’s pending request for an FAC in Case No. ER-2008-0318. This prudence review proceeding will likely present issues of first impression for the Commission’s consideration that could, as a practical matter, affect AmerenUE and about which AmerenUE can provide information that would benefit the public interest.

5. AmerenUE is presently unable to state its position relating to the relief sought because no particular relief is being sought by any party at this time.

WHEREFORE, AmerenUE respectfully requests that the Commission grant its Application for Intervention and that it be made a party hereto with all rights to participate in this matter.

Respectfully submitted,

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/s/ James B. Lowery

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Attorneys for AmerenUE

¹ As authorized by Section 386.266, RSMo (Senate Bill 179).

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing AmerenUE's Application for Intervention was served via electronic mail (e-mail) or via regular mail on this 29th day of July, 2006, on those persons listed on the service list to the Commission's Order Directing Notice and Establishing Intervention Date.

/s/ James B. Lowery
James B. Lowery