

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

In the Matter of Kansas City Power & Light)
Company's Request for Authority to)
Implement a General Rate Increase for Electric) File No. ER-2016-0285
Service.)

REQUEST TO TAKE OFFICIAL NOTICE

COMES NOW Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri") and, pursuant to Section 536.070(6), hereby requests that the Commission take official notice of the following documents, all of which are relevant to Fuel Adjustment Clause ("FAC") issues in this case:

1. The FAC sections of the Commission's *Reports and Orders* in the following File Nos.:
 - a. ER-2008-0093
 - b. ER-2008-0318
 - c. ER-2009-0090
 - d. ER-2010-0036
 - e. ER-2010-0130
 - f. ER-2010-0356
 - g. ER-2011-0004
 - h. ER-2011-0028
 - i. ER-2012-0166
 - j. ER-2012-0175
 - k. ER-2012-0345
 - l. ER-2014-0258
 - m. ER-2014-0351
 - n. ER-2014-0370
 - o. ER-2016-0023
 - p. ER-2016-0156
2. Commission rules 4 CSR 240-20.090 and 4 CSR 240-3.161, and 4 CSR 240-20.030.
3. The Fuel Adjustment Clause portions of the Staff Cost of Service Reports in the following cases:
 - a. ER-2008-0093
 - b. ER-2008-0318
 - c. ER-2009-0090

- d. ER-2010-0036
- e. ER-2010-0130
- f. ER-2010-0356
- g. ER-2011-0004
- h. ER-2011-0028
- i. ER-2012-0166
- j. ER-2012-0175
- k. ER-2012-0345
- l. ER-2014-0258
- m. ER-2014-0351
- n. ER-2014-0370
- o. ER-2016-0023
- p. ER-2016-0156

- 4. The FAC-related portions (including FAC-issue related schedules) of the Surrebuttal Testimony of Lena Mantle in File Nos. ER-2008-0093, ER-2010-0036, and ER-2012-0166.
- 5. The fact that the Uniform System of Accounts is codified in Title 18, Chapter 1, Subpart C, Part 101 in the Code of Federal Regulations. See Exhibit A attached.
- 6. The fact that 18 C.F.R. 35.14, cited by the Office of the Public Counsel, is not a part of the Uniform System of Accounts, but is instead codified in Part 35 of Title 18, Chapter B. See Exhibit B attached.
- 7. The Fuel Adjustment Clause tariff sheets approved by the Commission in the following cases:
 - a. ER-2008-0093
 - b. ER-2008-0318
 - c. ER-2009-0090
 - d. ER-2010-0036
 - e. ER-2010-0130
 - f. ER-2010-0356
 - g. ER-2011-0004
 - h. ER-2011-0028
 - i. ER-2012-0166
 - j. ER-2012-0175
 - k. ER-2012-0345
 - l. ER-2014-0258
 - m. ER-2014-0351
 - n. ER-2014-0370
 - o. ER-2016-0023
 - p. ER-2016-0156

8. The fact that MISO's Energy and Operating Reserves Market commenced operations on April 1, 2005.
9. The fact that S.B. 179, which is codified as Section 386.266, RSMo. was introduced in the Missouri Senate on January 13, 2005. See Exhibit C attached.
10. That OPC was a signatory to the *Non-Unanimous Stipulation and Agreement Regarding Class Kilowatt-Hours, Revenues and Billing Determents, Net Base Energy Costs, and Fuel Adjustment Clause Tariff Sheets* filed on March 5, 2015 (EFIS Item Number 425).
11. That OPC was a signatory to the *Non-Unanimous Stipulation and Agreement Regarding Some Fuel Adjustment Clause Issues* filed on March 6, 2015 (EFIS Item Number 432).

WHEREFORE, the Signatories respectfully request the Commission to issue an Order in this case approving this Stipulation.

/s/ James B. Lowery

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served on all parties of record via electronic mail (e-mail) on this 7th day of February, 2017.

/s/James B. Lowery

James B. Lowery

ELECTRONIC CODE OF FEDERAL REGULATIONS

e-CFR data is current as of February 3, 2017

Title 18 → Chapter I → Subchapter C → Part 101

Title 18: Conservation of Power and Water Resources

PART 101—UNIFORM SYSTEM OF ACCOUNTS PRESCRIBED FOR PUBLIC UTILITIES AND LICENSEES SUBJECT TO THE PROVISIONS OF THE FEDERAL POWER ACT

AUTHORITY: 16 U.S.C. 791a-825r, 2601-2645; 31 U.S.C. 9701; 42 U.S.C. 7101-7352, 7651-7651o.

SOURCE: Order 218, 25 FR 5014, June 7, 1960, unless otherwise noted.

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting part 101, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at www.fdsys.gov.

EFFECTIVE DATE NOTE: At 58 FR 18004-18006, Apr. 7, 1993, part 101 was amended by redesignating Definitions 30 through 38 as 31 through 39 and adding new Definition 30; adding paragraph 21 under the General Instructions; adding Accounts 158.1, 158.2, 182.3, and 254 under Balance Sheet Accounts; adding Accounts 407.3, 407.4, 411.8, and 411.9 under Income Accounts; and adding Account 509 under Operation and Maintenance Expense Accounts. The added text contains information collection and recordkeeping requirements and will not become effective until approval has been given by the Office of Management and Budget.

NOTE: Order 141, 12 FR 8503, Dec. 19, 1947, provides in part as follows:

Prescribing a system of accounts for public utilities and licensees under the Federal Power Act. The Federal Power Commission acting pursuant to authority granted by the Federal Power Act, particularly sections 301(a), 304(a), and 309, and paragraph (13) of section 3, section 4(b) thereof, and finding such action necessary and appropriate for carrying out the provisions of said act, hereby adopts the accompanying system of accounts entitled "Uniform System of Accounts Prescribed for Public Utilities and Licensees Subject to the Provisions of the Federal Power Act," and the rules and regulations contained therein; and *It is hereby ordered:*

(a) That said system of accounts and said rules and regulations contained therein be and the same are hereby prescribed and promulgated as the system of accounts and rules and regulations of the Commission to be kept and observed by public utilities subject to the jurisdiction of the Commission and by licensees holding licenses issued by the Commission, to the extent and in the manner set forth therein;

(b) That said system of accounts and rules and regulations therein contained shall, as to all public utilities now subject to the jurisdiction of the Commission and as to all present licensees, become effective on January 1, 1937, and as to public utilities and licensees which may hereafter become subject to the jurisdiction of the Commission, they shall become effective as of the date when such public utility becomes subject to the jurisdiction of the Commission or on the effective date of the license;

(c) That a copy of said system of accounts and rules and regulation contained therein be forthwith served upon each public utility subject to the jurisdiction of the Commission, and each licensee or permittee holding a license or permit from the Commission.

This system of accounts supersedes the system of accounts prescribed for licensees under the Federal Water Power Act; and Order No. 13, entered November 20, 1922, prescribing said system of accounts, was rescinded effective January 1, 1937.

Applicability of system of accounts. This system of accounts is applicable in principle to all licensees subject to the Commission's accounting requirements under the Federal Power Act, and to all public utilities subject to the provisions of the Federal Power Act. The Commission reserves the right, however, under the provisions of section 301(a) of the Federal Power Act to classify such licensees and public utilities and to prescribe a system of classification of accounts to be kept by and which will be convenient for and meet the requirements of each class.

This system of accounts is applicable to public utilities, as defined in this part, and to licensees engaged in the generation and sale of electric energy for ultimate distribution to the public.

EXHIBIT A

This system of accounts shall also apply to agencies of the United States engaged in the generation and sale of electric energy for ultimate distribution to the public, so far as may be practicable, in accordance with applicable statutes.

In accordance with the requirements of section 3 of the Act (49 Stat. 839; 16 U.S.C. 796(13)), the "classification of investment in road and equipment of steam roads, issue of 1914, Interstate Commerce Commission", is published and promulgated as a part of the accounting rules and regulations of the Commission, and a copy thereof appears as part 103 of this chapter. Irrespective of any rules and regulations contained in this system of accounts, the cost of original projects licensed under the Act, and also the cost of additions thereto and betterments thereof, shall be determined under the rules and principles as defined and interpreted in said classification of the Interstate Commerce Commission so far as applicable.

CROSS REFERENCES: For application of uniform system of accounts to Class C and D public utilities and licensees, see part 104 of this chapter. For statements and reports, see part 141 of this chapter.

ELECTRONIC CODE OF FEDERAL REGULATIONS

e-CFR data is current as of February 3, 2017

Title 18 → Chapter I → Subchapter B → Part 35

Title 18: Conservation of Power and Water Resources

PART 35—FILING OF RATE SCHEDULES AND TARIFFS

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AUTHORITY: 16 U.S.C. 791a-825r, 2601-2645; 31 U.S.C. 9701; 42 U.S.C. 7101-7352.

SOURCE: Order 271, 28 FR 10573, Oct. 2, 1963, unless otherwise noted.

SB 179	Allows for utility companies to recover costs through alternate rate plans
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1/13/2005	S First Read	S81
1/18/2005	Second Read and Referred S Commerce, Energy and the Environment Committee	S90
2/8/2005	Hearing Conducted S Commerce, Energy and the Environment Committee	
2/16/2005	SCS Voted Do Pass S Commerce, Energy and the Environment Committee (0983S.04C)	
2/17/2005	Reported from S Commerce, Energy and the Environment Committee to Floor w/SCS	S248
2/23/2005	Bill Placed on Informal Calendar	S275
3/2/2005	SS for SCS S offered (Griesheimer) (0983S.05F)	S336
3/2/2005	SA 1 to SS for SCS S offered (Bray)--(0983S05.01F)	S336-337
3/2/2005	Bill Placed on Informal Calendar	S337
3/2/2005	SA 1 to SS for SCS S defeated	S339-340
3/2/2005	SA 2 to SS for SCS S offered & defeated (Kennedy)--(0983S05.03S)	S340
3/2/2005	SA 3 to SS for SCS S offered & adopted (Shields)--(0983S05.01S)	S340
3/2/2005	SA 4 to SS for SCS S offered & defeated (Bray)--(0983S05.02F)	S340-341
3/2/2005	SS for SCS, as amended, S adopted	S341
3/2/2005	Perfected	S341
3/3/2005	Reported Truly Perfected S Rules Committee	S351
3/3/2005	Referred S Governmental Accountability and Fiscal Oversight Committee	S351
3/7/2005	Hearing Conducted S Governmental Accountability & Fiscal Oversight Committee	
3/7/2005	Voted Do Pass S Governmental Accountability and Fiscal Oversight Committee	
3/7/2005	Reported from S Governmental Accountability and Fiscal Oversight Committee to Floor	S370
3/8/2005	S Third Read and Passed	S382
3/8/2005	H First Read	H523
3/9/2005	H Second Read	H530
3/15/2005	Referred H Utilities Committee	H647
3/16/2005	Hearing Conducted H Utilities Committee	
3/30/2005	Voted Do Pass H Utilities Committee	
4/4/2005	Reported Do Pass H Utilities Committee	H914
4/4/2005	Referred to Rules Committee pursuant to Rule 25(26)(f)	H914
4/6/2005	Hearing Conducted H Rules Committee	
4/6/2005	Voted Do Pass H Rules Committee (w/no time limit for debate on third reading)	

4/25/2005	Referred H Fiscal Review Committee	H1221
4/26/2005	Fiscal Review not necessary	H1273
4/27/2005	H Third Read and Passed	H1293 / S819
4/27/2005	Truly Agreed To and Finally Passed	S819
5/20/2005	Reported Duly Enrolled S Rules Committee	S1361
5/20/2005	Signed by Senate President	S1362
5/26/2005	Signed by House Speaker	H2065
5/26/2005	Delivered to Governor	S1367
7/14/2005	Signed by Governor	



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