

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

Noranda Aluminum, Inc., et al.,	)	
	)	
Complainants,	)	
	)	
v.	)	<b><u>File No. EC-2014-0223</u></b>
	)	
Union Electric Company, d/b/a	)	
Ameren Missouri	)	
	)	
Respondent.	)	

**ORDER GRANTING MOTION TO MAKE EARNINGS REPORT PUBLIC**

Issue Date: March 25, 2014

Effective Date: March 25, 2014

The Office of the Public Counsel filed a motion on March 12, 2014, asking the Commission to designate certain financial information about Ameren Missouri’s earnings as public rather than highly confidential. The information in question is derived from a surveillance monitoring report submitted to the Commission by Ameren Missouri on November 22, 2013. By rule, surveillance monitoring reports are designated as highly confidential.<sup>1</sup> Because the surveillance monitoring report is highly confidential all references to that report in the complaint and in the testimony that accompanied the complaint have also been designated as highly confidential and unavailable to the public.

Public Counsel’s motion explains that because the information derived from the surveillance monitoring report must be treated as highly confidential it has been unable to explain the basis for the complaint to its client, the public. For that reason, Public Counsel asks the Commission to re-designate the November 22, 2013 surveillance monitoring report as public information. With the surveillance monitoring report available to the public,

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<sup>1</sup> Commission rule 4 CSR 240-3.161(6).

Public Counsel also asks the Commission to re-designate the testimony derived from that report as public.

After receiving Public Counsel's motion, the Commission directed that any party wishing to respond to that motion do so by March 20. AARP and Consumers Council of Missouri filed a response on March 14 indicating their support for Public Counsel's Motion. On March 19, Ameren Missouri filed a response indicating that it too supports Public Counsel's motion.

Commission rule 4 CSR 240-3.161(16) allows the Commission to waive any provision of that rule for good cause shown. Public Counsel has demonstrated good cause to waive the provision of the rule that makes the surveillance monitoring report of November 22, 2013 highly confidential. This waiver applies only to that particular report and does not change the rule's general requirement that such surveillance monitoring reports be filed as highly confidential. Because the November 22, 2013 surveillance monitoring report is no longer highly confidential, the references to that report in the complaint and in testimony are also no longer highly confidential.

**THE COMMISSION ORDERS THAT:**

1. The Surveillance Monitoring Report filed by Union Electric Company, d/b/a Ameren Missouri on November 22, 2013, previously designated as highly confidential, is re-designated as public information.

2. The portions of the Complaint and the Direct Testimony of Greg Meyer previously designated as highly confidential are re-designated as public information.

3. The Commission's data center shall re-designate the Complaint and the Direct Testimony of Greg Meyer as public information in the Commission's electronic filing information system (EFIS).

4. This order shall become effective upon issuance.

**BY THE COMMISSION**



A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Morris L. Woodruff, Chief Regulatory Law  
Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 25<sup>th</sup> day of March, 2014.