

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

In the Matter of the Application of Co-Mo            )  
Electric Cooperative for Approval of                ) File No. EO-2022-0190  
Designated Service Boundaries Within            )  
Portions of Cooper County, Missouri.            )

**CO-MO ELECTRIC COOPERATIVE’S MOTION TO  
MODIFY PROTECTIVE ORDER**

COMES NOW Co-Mo Electric Cooperative (“Co-Mo”) and requests that the Commission modify its April 11, 2022 Order Granting Motion for Protective Order (the “Order”) to allow an additional expert, Richard Fowler, to view Highly Confidential information in connection with preparation for the upcoming evidentiary hearing.

In support of its request, Co-Mo states as follows:

1. The Order prohibits individuals other than Daniel Beck and the undersigned counsel for Co-Mo from viewing Highly Confidential information submitted in this docket by Ameren Missouri (“Ameren”).
2. Co-Mo identifies Richard Fowler, retired electric cooperative manager (Howard Electric Cooperative), as an additional consultant and expert in this matter.
3. Co-Mo requests that, upon submission of the attached non-disclosure form (approved by this Commission in its Order), the Commission allow Co-Mo’s additional consultant and expert, Richard Fowler, to view Highly Confidential information. The form of Nondisclosure Agreement is attached hereto as Exhibit A.
3. Co-Mo has consulted with counsel for Ameren who has indicated that Ameren has no objection to allowing Mr. Fowler to view Highly Confidential information as an identified consultant and expert. See Exhibit B.

4. Co-Mo requests a prompt ruling on this Motion so that Mr. Fowler can view the Highly Confidential information as soon as possible.

WHEREFORE, Co-Mo requests that the Commission modify its protective order to allow its additional consultant and expert, Richard Fowler, to view Highly Confidential information, upon submission of the nondisclosure form attached hereto as Exhibit A.

**Respectfully submitted,**

*/s/ Shawn P. Battagler*

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**Attorneys for Co-Mo Electric Cooperative**

## CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on May 6, 2022, to the following:

Office of the Public Counsel  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, Missouri 65102  
opcservice@ded.mo.gov

Missouri Public Service Commission  
Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, Missouri 65102  
staffcounsel@psc.mo.gov

Wendy Tatro  
Director and Assistant General Counsel  
1901 Chouteau Ave., MC 1310  
St. Louis, MO 63103  
AmerenMOService@ameren.com

James B. Lowery  
JBL Law, LLC  
3406 Whitney Ct.  
Columbia, MO 65203  
lowery@jblawllc.com

Missouri Public Service Commission  
Paul Graham  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
Paul.Graham@psc.mo.gov

/s/ Shawn P. Battagler

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

**NONDISCLOSURE AGREEMENT  
For Case No.: EO-2022-0190  
(To Access Highly Confidential Information)**

I, \_\_\_\_\_, have reviewed the Commission's Rule at 20 CSR 4240- 2.135, and the Commission's April 11, 2022 *Order Granting Motion for Protective order* (the "Order").

I have been authorized by the Order to view the highly confidential information produced in File No. EO-2022-0190.

I hereby certify that:

- a. I am a consultant hired by Co-Mo Electric Cooperative acting as an expert for that company to provide expert consultation or testimony in this docket; and
- b. I have read and agree to abide by the Commission's Rule at 20 CSR 4240-2.135 and the above-referenced Order issued by the Commission in this docket.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Signature & Title

Printed: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

E-mail: \_\_\_\_\_

# Exhibit B

**sbattagler@lawofficemo.com**

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**From:** Jim Lowery <lowery@jblawllc.com>  
**Sent:** Friday, May 6, 2022 9:53 AM  
**To:** sbattagler@lawofficemo.com; mray@lawofficemo.com  
**Subject:** RE: Ameren-Co-Mo

Yes, he'll just need to submit the prescribed form agreeing to abide by its terms.

**From:** sbattagler@lawofficemo.com <sbattagler@lawofficemo.com>  
**Sent:** Friday, May 6, 2022 9:45 AM  
**To:** Jim Lowery <lowery@jblawllc.com>; mray@lawofficemo.com  
**Subject:** RE: Ameren-Co-Mo

Jim,

Co-Mo would like to use Richard Fowler, retired manager at Howard Electric Cooperative, as an advisor in this case. Will you consent to modification of the protective order in this way?

Shawn