

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

Ameren Missouri's Request for Waivers)
For Its Missouri Energy Efficiency) Case No. EO-2014-0075
Investment Act programs.)

REQUEST FOR WAIVERS

COMES NOW Union Electric Company, d/b/a Ameren Missouri (Ameren Missouri or the Company), and for its request for waivers of certain portions of the Missouri Public Service Commission's (Commission) rules related to the Missouri Energy Efficiency Investment Act (MEEIA), states as follows:

1. On January 20, 2012, Ameren Missouri filed an application under MEEIA and the Commission's MEEIA rules in File No. EO-2012-0142. All parties reached an agreement to resolve all issues in the case. The Unanimous Stipulation and Agreement Resolving Ameren Missouri's MEEIA Filing (Stipulation) was filed on July 5, 2012. The Commission issued an order approving the Stipulation on August 1, 2012.

2. The Stipulation states that if the challenge that was then pending before the Missouri Western District Court of Appeals in Case No. WD 74676 was ultimately resolved in favor of a rider being lawful, and if that decision came prior to any final true-up of MEEIA Program costs, the TD-NSB Share, or the Performance Incentive Award being recovered, a rider would be used to recover or return MEEIA costs from/to customers.

3. Concurrent with this pleading, Ameren Missouri is filing a tariff to implement the rider requirement of the Stipulation. A copy of the tariff is also attached to this pleading.

4. As part of the Stipulation, the parties agreed upon a number of variances that were necessary to implement the agreement and which were granted by the Commission. As part of the tariff drafting process, Ameren Missouri discussed the tariff with the Commission Staff and

identified some additional portions of the MEEIA rules for which it seeks a variance, as necessary.

5. Specifically, Ameren Missouri requests the following additional waivers:

a. Waivers related to the number of filings per year for rider changes.

Under the proposed rider, Demand-Side Investment Mechanisms (DSIM) adjustments will generally only occur one time per year. As agreed upon in the Stipulation, the Commission granted a waiver of 4 CSR 240-2.093(4) which contemplates semi-annual adjustments to a Demand-Side Investment Mechanisms (DSIM). However, the rules reference semi-annual adjustments in other rule provisions for which a variance was not requested. In order to assure there is no confusion, Ameren Missouri asks that the Commission also grant it a waiver of the semi-annual adjustment provisions of 4 CSR 240-20.093(1)(N), 4 CSR 240-20.093(2)(I) and 4 CSR 240-20.094(1)(L).

b. Waiver related to the effective length of the rider.

The proposed rider will be in effect for longer than the approved MEEIA programs are in effect under this MEEIA plan and likely longer than four years. For example, under the terms of the Stipulation, the Performance Incentive won't be determined until after the three-year energy efficiency programs are completed and evaluated. The Commission's regulations [4 CSR 240-20.093(5)(A)] say that a DSIM cannot be in effect for more than four years without Commission authorization. Although it certainly can be inferred that the Stipulation contemplates recovery of any Performance Incentive to take more than four years and so the parties (and the Commission, by approving the Stipulation) intended for the DSIM to last more than four years, Ameren Missouri would prefer to remove all doubt by having the Commission

issue an order which formally grants it permission for the DSIM to be in effect more than four years or, in the alternative, grant Ameren Missouri a waiver from 4 CSR 240-20.093(5)(A).

6. Generally, these waiver requests are consistent with waivers already granted by the Commission, but Ameren Missouri requests the additional waivers, as necessary, in order to ensure there is not confusion at a later date.

WHEREFORE, Ameren Missouri requests the Missouri Public Service Commission approve the waiver requests as set forth above.

Respectfully submitted,

UNION ELECTRIC COMPANY
d/b/a Ameren Missouri

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**ATTORNEYS FOR UNION ELECTRIC
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Dated: November 20, 2013

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all parties of record to File No. EO-2011-0271 on this 20th day of November, 2013.

Wendy K. Tatro

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