

The Commission's rule clearly states that surveillance reports filed pursuant to that rule are to be treated as highly confidential. That rule is in effect, and cannot be changed by the Commission except by compliance with the rulemaking provisions of Missouri law. Therefore, the only question presented by the motion is whether the Complainants have demonstrated good cause to waive the highly confidential designation for this surveillance report in this particular circumstance.

Previously in this case, the Commission waived the highly confidential designation of Ameren Missouri surveillance reports for earlier periods. The Commission did so because those earlier surveillance reports were cited in the complaint and in testimony as part of the basis for the Complainants' assertion that Ameren Missouri was overearning. Opening the reports to the public allowed the parties and the Commission to evaluate and discuss the meaning of those reports within the view of the public. However, the evidentiary record in the complaint is now closed and the June 30, 2014 surveillance report is not part of that record. Since that report is not part of the record, it has no relevance in this case and there is no reason to set aside the provision of the rule that makes the surveillance report highly confidential.

The Commission concludes the Complainants have not shown good cause to grant the motion, and that motion will be denied.

THE COMMISSION ORDERS THAT:

1. Complainants' Motion to Make Certain Documents Public Regarding the Earnings of Ameren Missouri is denied.

2. This order shall become effective upon issuance.

BY THE COMMISSION



Morris L. Woodruff

Morris L. Woodruff
Secretary

R. Kenney, Chm., Stoll, W. Kenney,
Hall, and Rupp, CC., concur.

Woodruff, Chief Regulatory Law Judge