

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 4th day of April, 2018.

In the Matter of the Application of Union Electric Company d/b/a Ameren Missouri for Permission and Approval and a Certificate of Public Convenience and Necessity Authorizing it to Offer a Pilot Subscriber Solar Program and File Associated Tariff)))))	File No. EA-2016-0207 Tracking No. YE-2018-0110
--	-----------------------	--

**ORDER SUSPENDING TARIFF
AND NOTICE OF CONTESTED CASE**

Issue Date: April 4, 2018

Effective Date: April 4, 2018

Union Electric Company d/b/a Ameren Missouri filed an application for a certificate of convenience and necessity, accompanied by the pending tariff sheets (“tariff”),¹ proposing a pilot solar program pursuant to the Commission’s *Order Approving Stipulation and Agreement* (“order”).² Staff filed a recommendation against the tariff, arguing that the tariff does not comply with the Commission’s order and asking the Commission to reject the tariff, but also stating that the parties are discussing the issues.³ The Office of the Public Counsel filed a response to the recommendation agreeing with Staff.⁴ No other party filed a response to the tariff or to the recommendation.

¹ Electronic Filing Information System EFIS No.100 (March 7, 2018).

² EFIS No. 77 (October 5, 2016).

³ EFIS No. 102 (March 23, 2018) *Staff’s Recommendation to Reject Tariff*.

⁴ EFIS No. 103 (April 2, 2018) *The Office of the Public Counsel’s Response to Staff’s Recommendation to Reject Tariff*.

The tariff bears an effective date of April 6, 2018, which does not allow sufficient time to determine whether the tariff complies with the order and is just and reasonable as the law requires. Therefore, the Commission will suspend the tariff as the law allows. The law allows a suspension for a period of 120 days beyond the tariff's effective date and, if the Commission cannot conclude the hearing within that period, the commission may extend the suspension for a further six months. The Commission will suspend the tariff for 120 days.

The statutes provide that the suspension of a tariff occurs only pending a "full" hearing and decision on the tariff's propriety. The provision for a full pre-decision hearing signifies that this action is now a "contested case."⁵ A contested case is a formal hearing procedure, but it allows for waiver of procedural formalities and a decision without a hearing, including by stipulation and agreement. This order and notice does not require any party to file an answer. Regulation 4 CSR 240 2.090 sets forth the Commission's provisions for discovery.

THE COMMISSION ORDERS THAT:

1. The tariff sheets assigned tracking no. YE-2018-0110 are suspended until August 4, 2018.
2. The specific tariff sheets suspended are:

MO.P.S.C. SCHEDULE NO. 6

1st Revised Sheet No. 156 Cancelling Original Sheet No. 156
1st Revised Sheet No. 158 Cancelling Original Sheet No. 158
1st Revised Sheet No. 158.1 Cancelling Original Sheet No. 158.1
Original Sheet No. 158.2
Original Sheet No. 158.3

⁵ Section 536.010(4), RSMo 2016.

3. This order shall be effective when issued.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

Hall, Chm., Kenney, Rupp, Coleman, and
Silvey, CC., concur

Daniel Jordan, Senior Regulatory Law Judge

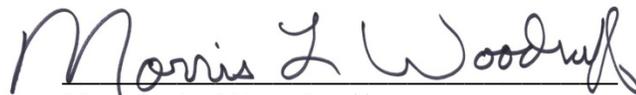
STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 4th day of April 2018.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

April 4, 2018

File/Case No. EA-2016-0207

**Missouri Public Service
Commission**

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

Office of the Public Counsel

Hampton Williams
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@psc.mo.gov

Brightergy, LLC

Andrew Zellers
P.O. Box 412034
Kansas City, MO 64141
andyzellers@brightergy.com

Missouri Division of Energy

Brian T Bear
301 W. High St., Room 680
P.O. Box 1766
Jefferson City, MO 65102
bbear.deenergycases@ded.mo.gov

**Missouri Industrial Energy
Consumers (MIEC)**

Edward F Downey
221 Bolivar Street, Suite 101
Jefferson City, MO 65101
efdowney@bcplaw.com

**Missouri Industrial Energy
Consumers (MIEC)**

Diana M Vuylsteke
211 N. Broadway, Suite 3600
St. Louis, MO 63102
dmvuylsteke@bcplaw.com

**Missouri Public Service
Commission**

Nicole Mers
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
nicole.mers@psc.mo.gov

Union Electric Company

James B Lowery
111 South Ninth St., Suite 200
P.O. Box 918
Columbia, MO 65205-0918
lowery@smithlewis.com

Union Electric Company

Wendy Tatro
1901 Chouteau Avenue
St. Louis, MO 63103-6149
AmerenMOS@ameren.com

United for Missouri

David C Linton
314 Romaine Spring View
Fenton, MO 63026
Jdlinton@reagan.com

Wal-Mart Stores, Inc.

David Woodsmall
308 E. High Street, Suite 204
Jefferson City, MO 65101
david.woodsmall@woodsmalllaw.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.