

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

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 Construct a)
Renewable Generation Facility)

File No. EA-2022-0244

**ORDER DIRECTING NOTICE, SETTING INTERVENTION
DEADLINE, DIRECTING STAFF RECOMMENDATION,
AND DIRECTING FILING**

Issue Date: July 14, 2022

Effective Date: July 14, 2022

On July 7, 2022, Union Electric Company d/b/a Ameren Missouri filed an application with the Commission seeking an order granting a Certificate of Convenience and Necessity (CCN) pursuant to Sections 393.170 and 393.190.1, RSMo. The CCN would authorize Ameren Missouri to construct, install, own, operate, maintain, and otherwise control and manage a 200 megawatt (MW) solar generation facility, located in Audrain and Ralls Counties, Missouri (referred to as the "Huck Finn Solar Project") pursuant to a Build Transfer Agreement (BTA) with EDF Renewables Development, Inc. Ameren Missouri also seeks:

- authority to engage in transactions by which, through various subsidiaries, it would construct and finance the Huck Finn Solar Project, including transactions under the BTA and utilizing a tax equity partnership;
- authority to complete various mergers and asset transfers once the tax equity partnership no longer exists and a determination by the Commission that doing so is not detrimental to the public interest;

- authority to record its investment in, and the costs to operate, the Huck Finn Solar Project as described in testimony attached to the application;
- approval of the arrangements between Ameren Missouri and its affiliates necessary to own and operate the Huck Finn Solar Project upon its completion including via a tax equity partnership, including waivers of 20 CSR 4240-20.015(2) and (3) as described in the application and discussed in the attached testimony; and
- an order from the Commission approving the above transactions and CCN no later than February 28, 2023.

The Commission will provide notice of the application to the general public and interested parties, set a deadline for intervention requests, and direct the Staff of the Commission (Staff) to file a recommendation. If no party requests a hearing, the Commission may determine that a hearing is not necessary for a determination of the application.¹

Commission Rule 20 CSR 4240-20.045(6)(B) requires an application for authority to construct an asset to include “[a] list of all electric, gas, and telephone conduit, wires, cables, and lines of regulated and nonregulated utilities, railroad tracks, and each underground facility, as defined in section 319.015, RSMo, which the proposed construction will cross[.]” Paragraph 27 of the application states that a list of utilities, etc. is included in Application Schedule A. While the utilities do appear to be marked on Application Schedule A, there is no “list” which would allow the Commission to provide notice to these utilities. Further, Application Schedule A has missing information and does

¹ *State ex rel. Deffenderfer v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App. 1989).

not appear to be a final document. Therefore, the application is deficient until such list is provided. The Commission will direct Ameren Missouri to file a list of utilities, etc. in compliance with Commission Rule 20 CSR 4240-20.045(6)(B). Such list shall include the general mailing address and email address, if available, where the Commission may send notice of the application.

Ameren Missouri also filed a motion for a protective order under Commission rule 20 CSR 4240-2.135(4). The Commission will set a time for responses to the motion for a protective order. Interested potential intervenors may file responses to the motion for a protective order without having been made parties to this proceeding.

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall provide a copy of this order to the County Commissions of Audrain and Ralls Counties, Missouri.
2. The Commission's Public Policy and Outreach Department shall make notice of this order available to the members of the Missouri General Assembly representing Audrain and Ralls Counties, Missouri, and to the media serving those counties.
3. Applications to intervene in this matter shall be filed no later than August 4, 2022. The application shall be filed in the Commission's Electronic Filing and Information System (EFIS) or with the Secretary of the Commission, Missouri Public Service Commission, P.O. Box 360, Jefferson City, Missouri 65102.
4. Responses to the Motion for Protective Order shall be filed no later than July 21, 2022, and may be submitted by entities or persons not yet granted intervention.

5. Staff shall file a recommendation regarding the application, or a status report stating when it expects to file a recommendation no later than August 15, 2022.
6. Any other party may file a response no later than August 15, 2022.
7. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff
Secretary

Nancy Dippell, Deputy Chief Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 14th day of July 2022.


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 14th day of July, 2022.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 14, 2022

File/Case No. EA-2022-0244

**Missouri Public Service
Commission**

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County of Audrain, Missouri

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County of Ralls, Missouri

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**Missouri Public Service
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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.