

The Staff of the Missouri Public Service Commission,

Complainant,

vs.

Union Electric Company d/b/a
Ameren Missouri,

Respondent.

Union Electric Company d/b/a
Ameren Missouri,

Respondent.

COMES NOW the Staff of the Missouri Public Service Commission, by and through undersigned counsel, and for its Response, states as follows:

2. Paragraph 14 of the approved stipulation and agreement² provided Ameren Missouri a resolution of the avoided costs issue should the Supreme Court of Missouri rule in Ameren Missouri's favor:³ "Should Ameren Missouri prevail in the Avoided Cost Appeal, it will recalculate and correct its Performance Incentive based on the revised avoided cost."

³ The Court ruled in Ameren Missouri's favor on July 3, 2018 when it vacated the Commission's *Order Granting Staff's Motion for Summary Determination and Denying Ameren Missouri's Motion for Summary Determination* which had become effective December 18, 2015 in the instant complaint.

3. Accordingly, Ameren Missouri is expected to make its recalculation using the revised avoided cost and include it as an adjustment to be made in the company's November Energy Efficiency Investment Charge (Rider EEIC) rate adjustment filing, which would be docketed as a new tariff case file, for the Commission's review and approval.

4. There is nothing left for the Commission to do in the matter of the above-captioned complaint.

WHEREFORE Staff prays the Commission accept its response to the Commission's Order Directing Filing.

Respectfully submitted,

/s/ Robert S. Berlin

Robert S. Berlin
Missouri Bar No. 51709
Deputy Staff Counsel
Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 526-7779 (Telephone)
(573) 526-6969 (Fax)
bob.berlin@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 6th day of September, 2018 to all counsel of record.

/s/ Robert S. Berlin