

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

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
Complainant,	)	
	)	
vs.	)	<b><u>Case No. EC-2015-0315</u></b>
	)	
Union Electric Company d/b/a	)	
Ameren Missouri,	)	
	)	
Respondent.	)	

**STAFF’S RESPONSE**

**COMES NOW** the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Response* to Ameren Missouri’s (“AmMo’s”) *Response to Agenda Discussion*, states:

1. On November 10, 2015, AmMo filed its *Response to Agenda Discussion*, referencing the Commission’s deliberations in this case that occurred on November 4, 2015.

2. The procedural schedule in this case does not call for a response by AmMo to the Commission’s deliberations. Likewise, no Commission rule or order authorizes AmMo to comment on or respond to the Commission’s deliberations and AmMo’s pleading, therefore should be stricken and not considered.

3. Should the Commission nonetheless consider AmMo’s pleading, Staff points out that its substance is absolutely wrong, as Staff has previously demonstrated during the proceedings in this matter. AmMo’s argument ignores Rule 4 CSR 240-20.093(1)(F), and its binding admonition that “[t]he utility shall use the same methodology used in its most recently adopted preferred resource plan to calculate

its avoided costs[.]” AmMo’s argument also ignores the contrast in the 2012 Stipulation between the calculation of the lost revenues portion of the DSIM (the “throughput disincentive”), for which avoided costs are not subject to update, and the calculation of the Performance Incentive Award, where they are.

**WHEREFORE,** Staff prays that the Commission will disregard AmMo’s improvident pleading of November 10, 2015; and grant such other and further relief as the Commission deems just in the circumstances.

Respectfully submitted,

**/s/ Kevin A. Thompson**

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### **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 12<sup>th</sup> day of November, 2015, to all counsel of record.

**/s/ Kevin A. Thompson**