

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

Noranda Aluminum, Inc. et al.,)	
Complainants,)	
)	
v.)	Case No. EC-2014-0223
)	
Union Electric Company d/b/a Ameren Missouri,)	
Respondent.)	

**THE OFFICE OF THE PUBLIC COUNSEL’S STATEMENT OF SUPPORT
FOR MOTION TO DECLASSIFY**

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Statement of Support for Motion to Declassify states as follows:

1. On July 10, 2014, AARP and the Consumers Council of Missouri (CCM), filed a Motion with the Missouri Public Service Commission (Commission), pursuant to 4 CSR 240-2.135(12) and 4 CSR 240-3.161(16), to declassify certain portions of the pre-filed written testimony of Complainant witness Greg Meyer, and the rebuttal and surrebuttal testimonies of Staff witness John Cassidy.
2. The Motion notes Public Counsel’s March 12, 2014, *Motion to Make Public Certain Documents Regarding Ameren Missouri’s Earnings* which was granted by the Commission making information based upon Ameren Missouri’s November 22, 2013 Surveillance Monitoring Report public. However, the written testimony by Complainant witness Greg Meyer and Staff witness John Cassidy that AARP and CCM requests to be reclassified contains more up-to-date alleged over-earnings information based in part upon Ameren Missouri Surveillance Monitoring Reports subsequent to November 22, 2013.

3. As Public Counsel stated in its March 12, 2014, filing, Ameren Missouri is required to file Surveillance Monitoring Reports by Commission rules 4 CSR 240-3.161(6) and 4 CSR 240-20.090(10). Those rules require all electric utilities that have fuel adjustment clauses to file surveillance monitoring reports, and also provide that the reports are to be treated as highly confidential. However, each rule also provides that any portion of the rule may be waived upon a showing of good cause. See 4 CSR 240-3.161(16) and 4 CSR 240-20.090(15).

4. The information designated as highly confidential is essential for affected persons to make informed decisions about this case, including their right to provide public comments. All Ameren Missouri electric customers have an interest in this case and could be significantly affected by the outcome of this case. The general public, including persons who could be affected by the outcome of this case, currently has no access to the information derived from the Surveillance Monitoring Reports subsequent to November 22, 3013. Declassification of this particular testimony will allow the public to know what the Complainant and Commission Staff witnesses are testifying, at least with regard to year-end 2013 earnings information.

5. As a result, ample good cause exists to grant the Motion filed by AARP and CCM.

WHEREFORE, Public Counsel respectfully submits its Statement of Support.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the parties of record this 14th day of July 2014.

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