

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

Keelee Swopshire,)	
)	
Complainant,)	
)	<u>File No. EC-2022-0148</u>
v.)	
)	
Union Electric Company d/b/a Ameren)	
Missouri,)	
)	
Respondent)	

**ORDER AUTHORIZING TREATMENT OF
CONFIDENTIAL INFORMATION**

Issue Date: March 29, 2022

Effective Date: March 29, 2022

On March 22, the Staff of the Commission filed its *Motion for Guidance Regarding Confidential Information*, seeking guidance from the Commission regarding treatment of certain confidential information encountered in its investigation of this case. Staff's investigation included Respondent's production of customer identities and usage data that attach to meter numbers. Complainant, Keelee Swopshire, alleges she has been billed for the meter usage associated with a third party, referred to by Staff as "Customer X." Staff proposes referring to the third party as "Customer X" throughout the case record to protect the third party's identity. Staff says that under the Commission rules, any employee of a party or outside expert retained by a party shall first certify in writing that they will comply with the requirement of rule 20 CSR 4240-2.135 regarding confidential information, but indicates the Complainant has refused to sign a non-disclosure statement.

On March 23, 2022, Complainant filed her *Complainant's Brief in Response to MOPSC Staff's Motion for Guidance on Confidential Filings*. Complainant, who is an attorney, is representing herself and contends the rule does not require her to sign a nondisclosure agreement. She has stated that any relevant information concerning her case should not be labeled or classified as confidential, but she agrees to redaction of confidential information in lieu of signing a nondisclosure agreement. Complainant objects to the "Customer X" designation, and requests a "more neutral or less colored designation" be assigned. On March 28, 2022, the Union Electric Company d/b/a Ameren Missouri filed its response stating that it has no position on the matter of a nondisclosure agreement, and does not object to the term "Customer X" being replaced with "Confidential Party" or "Name Redacted for Confidentiality."

The Commission finds that redaction of a third party identity is consistent with the nondisclosure requirements of section 386.480, RSMo, and is a reasonable additional step to secure the confidentiality of information in this case, and will order such redaction. The Commission also finds that a request for a more neutral or less colored designation of an undisclosed non-party is a reasonable request.

THE COMMISSION ORDERS THAT:

1. Staff's Report and all future filings and on-the-record discussion in this case shall refer to the above-referenced third-party customer as "Confidential Party," and not by that customer's actual identity, or in the alternative that the third party customer's identity be redacted from all documents filed in this case and marked as "confidential."
2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Ross Keeling, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,
on this 29th day of March, 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 29th day of March, 2022.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 29, 2022

File/Case No. EC-2022-0148

**Missouri Public Service
Commission**

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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.