

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

Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	
v.)	File No. EC-2015-0315
)	
Union Electric Company, d/b/a)	
Ameren Missouri,)	
)	
Respondent.)	

MOTION FOR LEAVE TO LATE FILE
APPLICATION TO INTERVENE

COMES NOW the Missouri Department of Economic Development – Division of Energy¹ (“Division of Energy”) and, pursuant to Commission Rule 4 CSR 240-2.075, respectfully requests that the Commission issue its order granting the Division of Energy’s Motion for Leave to Late File Application to Intervene. For its Application, the Division of Energy states as follows:

1. On June 1, 2015, Staff of the Missouri Public Service Commission (“Staff”) filed a Complaint with the Missouri Public Service Commission (“Commission”) against Union Electric Company, d/b/a Ameren Missouri (“Ameren Missouri”) as authorized by 4 CSR 240-2.070 and 4 CSR 240-20.093 and Sections 386.020, 386.390, 386.570 and 393.1075 RSMo.
2. Staff’s Complaint states in part, “...AmMo’s obligations to administer its MEEIA programs for PY 2013 – PY 2015 are set forth by the Commission’s aforesaid rules and

¹ The Division of Energy was transferred from the Department of Natural Resources (DNR) to the Department of Economic Development (DED) on August 29, 2013 by Executive Order 13-03. The Executive Order transfers “[A]ll authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Energy from the Missouri Department of Natural Resources to the Missouri Department of Economic Development...”

are imposed by the Commission's *Order Approving Unanimous Stipulation and Agreement Resolving Ameren Missouri's MEEIA Filing*...in Case No. EO-2012-0142."

3. On June 2, 2015, the Commission issued a Notice of Complaint, but no specific intervention deadline.

4. Commission Rule 4 CSR 240-2.075(1) states;

A motion to intervene or add new member(s) shall be filed within thirty (30) days after the commission issues its order giving notice of the case, unless otherwise ordered by the commission.

But goes on to say in subsection (10);

Motions to intervene or add new member(s) filed after the intervention date may be granted upon a showing of good cause. Any motion so filed must include a definitive statement whether or not the entity seeking intervention or to be added as a new member accepts the record established in that case, including the requirements of any orders of the commission, as of the date the motion is filed.

5. Good cause exists for the Commission to grant Division of Energy's Application. While the Division of Energy is generally familiar with the Commission's proceedings; it does not generally intervene in complaint cases. However, in this case Staff has alleged that Ameren Missouri is in violation of the Commission's Order Approving Unanimous Stipulation and Agreement Resolving Ameren Missouri's MEEIA Filing ("Agreement"). The Division of Energy is a Signatory to the Agreement and may be adversely affected by a final order arising from this case. Additionally, the public interest will be served by having an additional Signatory to the Agreement in this case.
6. The Division of Energy is a state agency vested with the powers and duties set forth in Section 640.150, RSMo.
7. The Division of Energy has an interest different than that of the general public, and its intervention will serve a public interest in that the Division of Energy will be looking at the alleged violations of Commission rules and orders from a formal policy and planning

perspective, as well as from the perspective of a fellow Signatory to the Agreement. The Division of Energy has a specific interest in utility provided energy efficiency programs in regard to the implementation of the Missouri Energy Efficiency Investment Act.

8. Communications, correspondence, orders and decisions in this matter should be addressed to the undersigned with a copy to DEDEnergyCases@ded.mo.gov.
9. The Division of Energy is uncertain at this time of the position it will take in this case.
10. The Division of Energy accepts the record established in this case, including the requirements of any and all orders of the Commission, as of the date of this filing.

WHEREFORE, the Division of Energy respectfully requests that the Commission grant its Motion for Leave to Late File Application to Intervene in the above-styled matter.

Respectfully submitted,

/s/ Alexander Antal

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically on all counsel of record this 23rd day of July, 2015.

/s/ Alexander Antal
Alexander Antal