

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴

JAN 19 2006

Missouri Public
Service Commission

In the Matter of Union Electric)
Company's 2005 Utility Resource Filing)
Pursuant to 4 CSR 240-Chapter 22.)
)
)

Case No. EO-2006-0240

**MISSOURI DEPARTMENT OF NATURAL RESOURCES' RESPONSE TO
MOTION TO COMPEL**

On or about December 5, 2005, Ameren UE filed its Integrated Resource Plan with this Commission, initiating the above-styled docket. Ameren's IRP contained more than 3,000 pages, all of which Ameren marked as proprietary and/or highly confidential information.

On or about January 5, 2006, Intervenors, Sierra Club, the Missouri Coalition for the Environment, Mid-Missouri Peaceworks and Association of Community Organizations for Reform Now (the Environmental Intervenors) filed their Motion to Compel Ameren UE to disclose more of its Integrated Resource Plan.

By its Order, this Commission directed all Intervenors who so desired to respond to the Environmental Intervenors' Motion and to Ameren's response thereto.

Intervenor Missouri Department of Natural Resources states that while Ameren's proposal is a good start, it does not go far enough. The Department does not believe the entire filing should have been marked confidential and believes that a great deal more of the IRP filed by Ameren does not fall within this Commission's definitions of proprietary or highly confidential information. By filing the entire IRP as confidential, Ameren has

in essence shifted the burden of proving that the material is confidential off of itself and onto the other parties, which is not the process (or result) provided for either in the law or this Commission's rules.

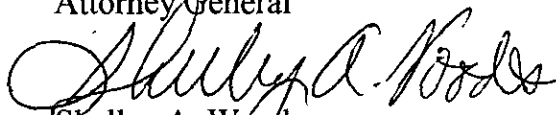
The Department is willing to work with Ameren and the other parties to this case to identify which documents are in fact confidential and subject to the protections afforded under the Commission's rules and Section 386.480, RSMo. In that vein, the Department has reviewed Ameren's IRP and recommends that in addition to the two volumes Ameren proposes be released to the public, that Ameren also make Volumes 2 and 6 available (following an internal Ameren review to identify and delete any highly confidential information contained therein.) The Department believes that Volume 2, which outlines Ameren's view of how this filing complies with the Commission's IRP rule (which is a public document), would be of interest to the public. Further, the Department believes that Volume 6, which contains the Demand-Side Management information required by the IRP rule, appears to be highly aggregated. The Appendices appear to contain the detailed information that Ameren has objected to making public, not the Volume 6 itself (31 pages.) The Department has not had time to do an exhaustive evaluation of the remaining volumes, but believes there may be other volumes that should also be made public.

WHEREFORE, the Department's position is that while Ameren's proposals are a start, more work needs to be done to make as much of the IRP filing submitted by

Ameren available to the public as should be so available to the ones who are most effected.

Respectfully submitted,

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 17th day of January, 2006.

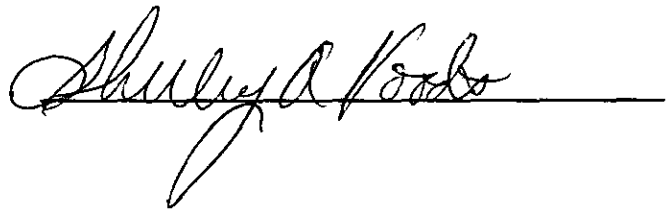
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A handwritten signature in cursive script, reading "Shuley A. Kado", is written over a horizontal line.