

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

In the Matter of Union Electric Company d/b/a)
Ameren Missouri’s Request for a Waiver from) **File No. EE-2022-0329**
Tariff Sheets 146 through 150.)

STAFF RESPONSE TO ORDER DIRECTING FILING

COMES NOW Staff of the Missouri Public Service Commission and for its Response to the Commission’s *Order Shortening Time for Responses and Directing Filing* (“Order”) issued herein on May 31, 2022, states as follows:

1. On May 27, 2022, Union Electric, d/b/a Ameren Missouri (“Ameren Missouri”) filed a request for a waiver of portion of its tariff setting out an Emergency Energy Conservation Procedure (the “Procedure”) to be implemented when its coal supply reaches specified levels. This Procedure is found at Schedule No. 6, Tariff Sheet Nos. 146 through 150 of Ameren Missouri’s tariff. Ameren Missouri’s tariff (Schedule No. 6, Tariff Sheet No. 105) also provides for a waiver of any specified portion of the Company’s tariffs by application to the Commission for good cause shown.

2. On May 31, 2022, the Commission issued the Order, directing Staff to file a response regarding Ameren Missouri’s request for waiver of the Procedure no later than 8:30 a.m., June 1, 2022.

3. Ameren Missouri represented in its request that although its coal supply is currently lower than normal, it does not pose a concern to generation reliability at this time and that taking the steps set forth in the Procedure would be unnecessarily alarmist and confusing to customers and the public in general.

Furthermore, Ameren Missouri's request points out that MISO's regional reliability focus is a backstop that was not contemplated when the Procedure was enacted.

4. In Case No. EO-2022-0215, one of Staff's recommendations, with which Ameren Missouri was directed by the Commission to comply, was updating its existing tariffs – specifically including its Emergency Conservation Procedure. In its current request, Ameren Missouri commits to filing new tariff sheets containing an updated Procedure no later than June 10, 2022.

5. Until revised tariff sheets with an updated Procedure are approved by the Commission, in its request Ameren Missouri requests the Procedure be modified as follows:

A. The number of days listed in each step of the Procedure will be modified as follows:

1. 50 days in Step 1 will become 30 days,
2. 40 days found in Step 2 will become 20 days,
3. 30 days found in Step 3 will become 15 days, and
4. 25 days found in Step 4 will become 10 days.

B. Reaching any of the days listed in the modified Procedure will not function as an automatic trigger for taking the associated Step. Instead, Ameren Missouri will inform Staff and the Office of the Public Counsel ("Public Counsel") if the modified days are reached at any particular Step. If Ameren Missouri does not believe the applicable Step actions should be taken despite having reached the days level that would otherwise trigger taking a particular Step, the Company will, within 2 business days after the Step would have otherwise been triggered, file a further variance request to be relieved of taking that Step along with documentation and explanations of the specific circumstances that justify that decision. If such a filing is timely made, the obligation to take that Step shall be suspended until such time as the Commission rules on the variance request.

6. To ensure Staff and Public Counsel continued to be informed of generation reliability status, Ameren Missouri further commits in its request to maintain regular contact with Staff and Public Counsel (calls and/or emails with status updates every two weeks) and to also provide Staff and Public Counsel with a weekly generation status report through the end of the summer (i.e., through September 30, 2022) which shall contain, at a minimum, the following information: Projected maximum load; Projected max/min ambient temperatures; Projected MISO market prices over the next week; Projected probability that MISO will call for a curtailment over the next week; and whether each generating unit is available, derated, or on outage (with estimated restoration date).

7. Based on Ameren Missouri's representations and commitments contained in its request, Staff does not oppose Ameren Missouri's request for waiver of the specified portion of its tariff set forth in its request so long as Ameren Missouri is ordered to comply with all of the representations and commitments made by Ameren Missouri in its request, including, but not limited to, following the modified Procedure set forth in the request.

WHEREFORE, Staff submits this Response to the Commission's *Order Shortening Time for Responses and Directing Filing* and states that it does not oppose Ameren Missouri's request for waiver of a portion of its tariff so long as the Commission's order granting a waiver also orders Ameren Missouri to comply with all of the representations and commitments made by Ameren Missouri in its request, including, but not limited to, following the modified Procedure set forth in the request, until revised tariff sheets with an updated Procedure are approved by the Commission.

Respectfully submitted,

/s/ Jeffrey A. Keevil

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronic mail to counsel of record as reflected on the certified service list maintained by the Commission in its Electronic Filing Information System this 31st day of May, 2022.

/s/ Jeffrey A. Keevil