

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

In the Matter of Ameren Missouri's 2012)	
Renewable Energy Standard Compliance)	<u>File No. EO-2013-0462</u>
Report)	

**STAFF REPORT ON COMPANY'S CALENDAR YEAR 2012
RES COMPLIANCE REPORT**

COMES NOW Staff of the Missouri Public Service Commission ("Staff"), by and through the undersigned counsel, and submits this *Staff Report On Company's Calendar Year 2012 RES Compliance Report* ("Staff Report") to the Missouri Public Service Commission ("Commission"). In support of the *Staff Report*, Staff respectfully states the following:

Background

1. On April 15, 2013,¹ Union Electric Company, d/b/a Ameren Missouri ("Ameren Missouri"), filed its *Renewable Energy Standard Compliance Report And Request For Waiver*. The *Request For Waiver* requested the Commission waive a portion of the Commission's Renewable Energy Standard ("RES") rules, in particular, Rule 4 CSR 240-20.100(7)(A)1.I., for the Renewable Energy Credits purchased from Ameren Missouri's customers and those purchased from aggregators lawfully registered in another renewable energy registry, such as the Western Renewable Energy Generation Information System.

2. On April 16, the Commission issued its *Order Directing Notice And Setting Filing Deadlines*, directing any person or entity wishing to respond to Ameren Missouri's *Request For Waiver* to do so no later than April 25. By the same Order, the

¹ All dates herein refer to calendar year 2013, unless otherwise specified.

Commission also directed Staff to examine the *Compliance Report* and file a report of its review no later than May 30, forty-five (45) days after the April 15th filing requirement.

3. On April 25, Staff filed its recommendation for the Commission to approve the *Request For Waiver*. The Commission received no other pleadings on the *Request For Waiver*.

4. On May 5, the Commission granted by Order the *Request For Waiver*.

5. On May 22, Ameren Missouri filed a *Motion To File Additional Information* to supplement the *Compliance Report* as requested by Staff.

Applicable Rules

6. Rule 4 CSR 240-20.100(7) states that “Each electric utility shall file an RES compliance report no later than April 15 to report on the status of the utility’s compliance with the renewable energy standard and the electric utility’s compliance plan as described in this section for the most recently completed calendar year.”

7. Subparagraphs (7)(A)1.A. through N. of Rule 4 CSR 240-20.100 provide the minimum requirements for the *Compliance Report*.

8. Rule 4 CSR 240-20.100(7)(D) provides that:

The staff of the commission shall examine each electric utility’s annual RES compliance report and RES compliance plan and file a report of its review with the commission within forty-five (45) days of the filing of the annual RES compliance report and RES compliance plan with the commission. The staff’s report shall identify any deficiencies in the electric utility’s compliance with the RES.

Staff’s Report

9. In its *Memorandum*, attached hereto and labeled as Attachment A, Staff reports on its review of Ameren Missouri’s RES *Compliance Report*. Staff found no deficiencies within the *Compliance Report* as supplemented.

10. Ameren Missouri has filed its calendar year 2012 annual report as required by Section 393.140(6), RSMo., and paid its fiscal year 2013 assessment as required by Section 386.370, RSMo.

11. The Commission's decision in this file will directly affect, or be affected by, a decision in Case No. EC-2013-0377, Earth Island Institute d/b/a Renew Missouri, et. al. v. Union Electric Company d/b/a Ameren Missouri. Complainants allege in that case that Ameren Missouri fails to comply with the RES requirements for calendar year 2011 by use of certain resources, vintage renewable energy credits and unbundled renewable energy credits to meet the RES.

12. The Commission's decision in this case may also directly affect, or be affected by a decision in Case No. EC-2013-0381, Earth Island Institute d/b/a Renew Missouri, et. al. v. Union Electric Company d/b/a Ameren Missouri. Complainants allege in that case that Ameren Missouri's 2012-2014 RES Compliance Plan fails to comply with Subparagraph (7)(B)1.F in Rule 4 CSR 240-20.100 for calculating the RES retail impact limit.

WHEREFORE, the Staff submits this *Staff Report* for the Commission's information and consideration.

Respectfully submitted,

/s/ Jennifer Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail to all parties of record as listed in the Commission's Electronic Filing Information System this this **30th day of May 2013**.

/s/ Jennifer Hernandez