

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 17<sup>th</sup> day of August, 2023.

In the Matter of the Application of Union )  
Electric Company d/b/a Ameren Missouri )  
For Approval of a Variance Regarding the )  
Timing of its Triennial Decommissioning )  
Filing Required by 20 CSR 4240-20.070(4) )  
for the Callaway Energy Center )

**File No. EE-2024-0019**

**ORDER REGARDING WAIVERS**

Issue Date: August 17, 2023

Effective Date: September 1, 2023

On July 26, 2023, Union Electric Company d/b/a Ameren Missouri filed the above-referenced application. Ameren Missouri asks for a variance from Commission Rule 20 CSR 4240-20.070(4).<sup>1</sup> That rule requires Ameren Missouri to file a decommissioning study for its Callaway Energy Center (Callaway) every three years. Its current deadline to file the study is September 1, 2023.

Ameren Missouri states that it will not receive needed information with an outside consultant until mid-August, and that it needs until December 1, 2023, to submit its decommissioning study. The application includes a motion for expedited treatment, and a request for waiver of the Commission's 60-day notice requirement, found at Commission Rule 20 CSR 4240-4.017.

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<sup>1</sup> Because the Commission's rules refer to waivers, not variances, the Commission will consider the application a request for waivers.

The Staff of the Commission (Staff) filed its Recommendation on July 31, 2023. Staff recommends that the Commission grant all of Ameren Missouri's requests.

Commission Rule 20 CSR 4240-2.080(13) allows parties ten days to respond to pleadings unless otherwise ordered by the Commission. The Commission issued no order contrary to the rule, and no party has responded to Staff's Recommendation.

Under 20 CSR 4240-20.070(17), the Commission may grant a waiver for good cause shown after due notice and hearing. The requirement for a hearing is met when the opportunity for hearing was provided and no proper party requested the opportunity to present evidence.<sup>2</sup> No party has requested a hearing. Thus, the Commission finds that Ameren Missouri has presented good cause for the waiver of Commission Rule 20 CSR 4240-20.070(4), and will grant the requested relief.

The Commission finds that Ameren Missouri has complied with Commission Rule 20 CSR 4240-2.080(14), and has stated good cause for expedited treatment of its application. The Commission also finds that Ameren Missouri has filed a verified declaration that it has not communicated with the Office of the Commission about this case for more than 150 days prior to filing it. Thus, Ameren Missouri has provided good cause for waiver of the 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(1), and the Commission will waive it.

**THE COMMISSION ORDERS THAT:**

1. Ameren Missouri's motion for expedited treatment is granted.

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<sup>2</sup> *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Com'n of State of Mo.*, 776 S.W.2d 494, \*495 -496 (Mo. App. 1989).

2. Ameren Missouri's request for waiver from Commission Rule 20 CSR 4240-20.070(4) is granted.

3. Ameren Missouri shall file its triennial decommissioning study no later than December 1, 2023.

4. The 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(1) is waived.

5. This order shall become effective on September 1, 2023.

6. This file shall be closed on September 2, 2023.



**BY THE COMMISSION**

*Nancy Dippell*

Nancy Dippell  
Secretary

Rupp, Chm., Coleman, Holsman, Kolkmeyer  
and Hahn CC., concur.

Pridgin, Deputy Chief Regulatory Law Judge

**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 17<sup>th</sup> day of August, 2023.**



*Nancy Dippell*  
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**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**August 17, 2023**

**File/Case No. EE-2024-0019**

**Missouri Public Service  
Commission**  
Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**  
Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opc@opc.mo.gov

**Missouri Public Service  
Commission**  
Kevin Thompson  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
kevin.thompson@psc.mo.gov

**Union Electric Company**  
Jennifer Moore  
1901 Chouteau Avenue, Mail  
Code 1310  
St. Louis, MO 63103  
jmoore499a@ameren.com

**Union Electric Company**  
Wendy Tatro  
1901 Chouteau Ave  
St. Louis, MO 63103-6149  
AmerenMOS@ameren.com

**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

*Sincerely,*



**Nancy Dippell  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.