

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 26th day of
November, 2013.

Ameren Missouri's Request for Waivers for
Its 2014 Utility Resource Filing Pursuant to
4 CSR 240 – Chapter 22

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File No. EE-2014-0089

ORDER GRANTING WAIVERS

Issue Date: November 26, 2013

Effective Date: December 6, 2013

On October 1, 2013¹, Ameren Missouri asked the Commission to grant it waivers from the Commission's Integrated Resource Planning Rule, 4 CSR 240-22 ("the rule"). Ameren Missouri does so in an effort to be consistent with the intent of the rule, and with its intent to comply with the rule while improving its planning process for its October 2014 filing. The specific waivers requested, and the good cause for the waivers, are listed on Attachment A of the Request for Waivers.

On October 2, the Commission issued notice of the application. In that notice, the Commission ordered Staff to file a Recommendation no later than November 1, and allowed anyone else until November 11 to respond. Staff filed Staff's Non-Objection to Requested Relief on October 25. The Commission received no other responses to the pleadings.

¹ Calendar references are to 2013, unless otherwise noted.

Discussion

The application is within the Commission's jurisdiction to decide.² Because no party objects to the application, no evidentiary hearing is required.³ Thus, the Commission deems the hearing waived,⁴ and bases its findings on the verified filings, and makes its conclusions as follows.

Commission Rule 4 CSR 240-22.080(13) states:

(13) Upon written application made at least twelve (12) months prior to a triennial compliance filing, and after notice and an opportunity for hearing, the commission may waive or grant a variance from a provision of 4 CSR 240-22.030–4 CSR 240-22.080 for good cause shown. The commission may grant an application for waiver or variance filed less than twelve (12) months prior to the triennial compliance filing upon a showing of good cause for the delay in filing the application for waiver or variance.

(A) The granting of a variance to one (1) electric utility which waives or otherwise affects the required compliance with a provision of this chapter does not constitute a waiver respecting, or otherwise affect, the required compliance of any other electric utility with a provision of these rules.

(B) The commission will not waive or grant a variance from this chapter in total.

Based upon the verified pleadings, the Commission finds good cause to waive the requested portions of the rule. In File No. EE-2013-0312, the Commission allowed Ameren Missouri to make its next triennial IRP filing on October 1, 2014. Thus, Ameren's application in this file, filed on October 1, 2013, is made 12 months in advance of its required triennial compliance filing. In Attachment A, Ameren Missouri has pled good cause for the waivers, and no party has objected. Therefore, the Commission will grant the request.

² Commission Rule 4 CSR 240-14.010(2).

³ *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Com'n*, 776 S.W.2d 494 (Mo. App. 1989).

⁴ Section 536.060, RSMo 2000.

THE COMMISSION ORDERS THAT:

1. The Request For Waivers is granted.
2. This order shall become effective on December 6, 2013.
3. This file shall be closed on December 7, 2013.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

R. Kenney, Chm., Stoll, W. Kenney,
and Hall, CC., concur.

Pridgin, Deputy Chief Regulatory Law Judge