

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

In the Matter of the Application of)	
Union Electric Company for Authority)	
To Continue the Transfer of)	Case No. EO-2011-0128
Functional Control of Its Transmission)	
System to the Midwest Independent)	
Transmission System Operator, Inc.)	

**APPLICATION OF
SOUTHWEST POWER POOL, INC.
TO INTERVENE**

COMES NOW Southwest Power Pool, Inc. (“SPP”), by and through its counsel and pursuant to 4 CSR 240-2.075, and applies to intervene in this matter. In support of its Application, SPP states as follows to the Missouri Public Service Commission (“Commission”):

1. SPP is an Arkansas non-profit corporation with its principal place of business at 415 N. McKinley, Suite 140, Little Rock, Arkansas 72205.
2. Currently, SPP has 61 members serving approximately 15 million customers in a 370,000 square mile service territory covering all or part of the following states: Arkansas, Missouri, Kansas, Oklahoma, Louisiana, Mississippi, Nebraska, New Mexico and Texas. SPP’s members include investor-owned utilities, municipals, cooperatives, state authorities, independent power producers, power marketers, independent transmission companies, as well as a contract participant.
3. SPP is a Federal Energy Regulatory Commission (“FERC”) approved Regional Transmission Organization (“RTO”), and administers open-access transmission services across the SPP region under the terms of SPP’s Open Access Transmission Tariff (“SPP Tariff”). As an RTO, SPP plans for and functionally controls the transmission infrastructure committed to it and

administers a competitive real-time wholesale electricity marketplace. The transmission facilities used to provide service under the SPP Tariff are comprised of the transmission facilities owned by public utility and non-public utility members of SPP.

4. Pleadings, notices and orders and other communications in this matter should be addressed to the following:

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5. On February 26, 2004, in Case No. EO-2003-0271, this Commission approved a Stipulation and Agreement (“2004 Stipulation”) whereby the Commission granted Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”) authority to transfer functional control of its electric transmission system to the Midwest Independent Transmission System Operator, Inc. (“Midwest ISO”) for a five year term.

6. Pursuant to the 2004 Stipulation, Ameren Missouri submitted a cost-benefit analysis conducted by CRA International, which identified and examined three alternative scenarios, including participation by Ameren Missouri in SPP. The cost-benefit analysis, which

was filed in Case No. EO-2008-0134 on November 1, 2007, represented certain costs and benefits of participation in SPP.

7. On September 9, 2008, this Commission approved a Stipulation and Agreement (“2008 Stipulation”) in Case No. EO-2008-0134, which conditionally approved on an interim basis Ameren Missouri’s continued participation for an additional three years beyond the original five year term approved in the 2004 Stipulation. The 2008 Stipulation contemplated an additional filing on or before November 1, 2010 respecting Ameren Missouri’s participation in the Midwest ISO beyond April 30, 2012. The 2008 Stipulation also outlined a process whereby Ameren Missouri would consult with Stakeholders regarding an additional cost benefit analysis (“Actual Analysis”) to be included with the November 1, 2010 filing.

8. On November 1, 2010, Ameren Missouri filed its Application to Continue the Transfer of Functional Control of Its Transmission System to the Midwest ISO (“2010 Application”) in this Case.

9. Pursuant to the 2008 Stipulation, Ameren Missouri submitted with the 2010 Application, the results of its Actual Analysis. According to Paragraphs 11-12 of the 2010 Application, the Actual Analysis is essentially an update of the assumptions used in the analysis submitted with the 2008 Stipulation with one exception. The Actual Analysis did not consider Ameren Missouri joining SPP because Ameren Missouri asserts that one of the significant benefits it receives from membership in the Midwest ISO is the ability to trade in a Day 2 energy market. Ameren Missouri has identified the implementation of a Day 2 energy market in SPP as a key uncertainty.

10. By the end of January 2011, SPP will have a decision about moving forward with its Day 2 energy market and operating reserves market, and would be able to provide further

information to the Commission and Ameren Missouri regarding its implementation of a Day 2 energy market in the event that membership in SPP is considered as an option in future cost benefit analyses. SPP has a continuing interest in providing accurate data with respect to its implementation of a Day 2 energy market, as this has been identified as a key uncertainty in both Case No. EO-2008-0134 and in the 2010 Application. This interest is different from that of the general public which cannot be adequately presented by another party.

11. SPP was a party to Case No. EO-2008-0134 and has a continuing interest in assuring that any data and information contained in a cost-benefit analysis is accurate and that the costs and benefits of participation in SPP are accurately presented to this Commission. Further, inasmuch as SPP could be identified as a potential alternative to Ameren Missouri's continued participation in the Midwest ISO, SPP has an additional interest in this matter. Both interests are different from those of the general public which cannot be adequately presented by another party.

12. In addition, there is a transmission seam that exists between SPP and Midwest ISO that impacts the ability of its members to sell power and import power from outside the SPP footprint. As a result, SPP has an interest in Ameren Missouri's application that is different from that of the general public and that could be impaired by a final order in this case.

13. Participation by SPP will also benefit the public interest by providing the Commission with SPP's perspective on the cost-benefit analysis and other potentially significant uncertainties relating to RTO development.

14. Pursuant to 4 CSR 240-2.075(2), SPP states that in general it currently has no position on Ameren Missouri's 2010 Application.

WHEREFORE, for the foregoing reasons, SPP respectfully requests permission to intervene as a party in the above-entitled matter.

Respectfully Submitted

/s/ David C. Linton

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on November 23, 2010, to the following:

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