

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 23rd day of June, 2022.

In the Matter of the Application of Union)
Electric Company d/b/a Ameren Missouri) **File No. EM-2022-0292**
for Permission to Transfer an Interest in)
Transmission Assets under 393.190.1)

ORDER REGARDING APPLICATION TO JOIN PARTIES

Issue Date: June 23, 2022

Effective Date: June 23, 2022

On April 19, 2022, Union Electric Company d/b/a Ameren Missouri filed an application requesting Commission approval to transfer an undivided 49% interest in certain transmission facilities in, around, and near the City of Hannibal, Missouri. Ameren Missouri seeks to transfer these facilities to the Missouri Joint Municipal Electric Utility Commission d/b/a Missouri Electric Commission (MEC). The application stated that the requested transfer will allow the use of a collaborative effort and cost sharing arrangement among Ameren Missouri, MEC, and the City of Hannibal Municipal Utility (Hannibal).

On May 19, 2022, MEC applied to intervene as a party. That application was granted by the Commission on June 1, 2022.

On May 23, 2022, the Staff of the Commission (Staff) filed *Staff's Suggestion to Join City of Hannibal, Associated Electric Cooperative, Inc., and Ameren Illinois Company as Parties* (Motion). Staff's Motion outlines the four transmission components to be constructed as part of the transfer and collaborative effort, and outlines their physical inter-connectedness and ownership interests. Staff argues that the physical interconnection with the systems of Hannibal, Associated Electric Cooperative, Inc.

(AECI), and Ameren Illinois Company implicates those three as necessary parties. Staff's filing also argues that the cost sharing arrangement with MEC and Hannibal makes them necessary parties. Staff seeks to add these parties so that it can obtain information from them through data requests rather than through more burdensome discovery methods, such as subpoenas or subpoenas duces tecum.

Ameren Missouri responded on June 13, 2022, opposing Staff's Motion. Ameren Missouri clarifies that its application is seeking transfer of an interest in a project, and does not seek permission to construct any part of that project. As to Hannibal, Ameren Missouri explains that Hannibal's involvement (via MEC) is as the owner of a short, 0.9 mile, transmission line co-located on Ameren Missouri's structures. Ameren Missouri will have no interest in or responsibility for this short transmission line, but agreed to construct it at Hannibal's cost, at the same time it was reconstructing another line, the Penno Creek to Spalding line. Ameren Missouri's response states that the Hannibal/MEC involvement is beneficial to customers of both Hannibal and Ameren Missouri. Ameren Missouri also argues that none of Staff's suggested parties are subject to the Commission's authority.

As to the other physical interconnections, Ameren Missouri explains that these are not unlike the many similar interconnections it has with AECI across the state. The physical interconnections do not connote any exchange of interest in the other utilities' system. Ameren Missouri also argues that the information sought by Staff from Hannibal, AECI, and Ameren Illinois Company can be gained from the current parties to the case. Ameren Missouri further offers to facilitate requests from Staff, and proffers its thoughts

that the suggested parties would be willing to communicate without being joined as a party or subpoenaed.

Also on June 13, 2022, AECI responded in opposition to Staff's Motion. AECI maintains that the Commission cannot join AECI as a party as the Commission lacks general regulatory jurisdiction over AECI. Nevertheless, AECI offers to discuss Staff's information requests and meet informally. AECI notes this informal approach has worked well in the past.

On June 13, 2022, MEC responded opposing Staff's Motion to add parties. MEC argues that neither it nor the City of Hannibal are subject to the Commission's jurisdiction. MEC also states that Staff has failed to first seek a voluntary resolution to obtain information from MEC, and suggests a voluntary resolution between Staff and Hannibal would be possible.

The Commission concludes that adding Hannibal, AECI, and Ameren Illinois as parties is not necessary. Ameren Missouri's application involves the transfer of ownership of a section of transmission line to a silent minority partner. The proposed silent minority partner, the City of Hannibal, is a member of MEC, which has intervened and is participating in the case. That is the only transaction at issue in the application of Ameren Missouri.

Hannibal is therefore participating by proxy. AECI and Ameren Illinois have not been shown to have an involvement in the transfer of ownership of a section of Ameren Missouri's transmission line to a silent minority partner. Staff has not shown that Hannibal, AECI, and Ameren Illinois are necessary parties. Thus, the Commission will deny Staff's motion to add Hannibal, AECI, and Ameren Illinois as parties.

THE COMMISSION ORDERS THAT:

1. Staff's Motion to add Hannibal, AECl, and Ameren Illinois as parties is denied.
2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Silvey, Chm., Rupp, Coleman, Holsman, and
Kolkmeier CC., concur.

Hatcher, Senior 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 23rd day of June, 2022.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

June 23, 2022

File/Case No. EM-2022-0292

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
opcservice@opc.mo.gov

Ameren Illinois Company

Legal Department
300 Liberty
Peoria, IL 61602

Associated Electric Cooperative, Inc.

Christiaan D Horton
2805 S. Ingram Mill Rd.
Springfield, MO 65804
chorton@CarnahanEvans.com

Associated Electric Cooperative, Inc.

Brian Prestwood
2814 S. Golden
PO Box 754
Springfield, MO 65801
bprestwood@aeci.org

City of Hannibal, Missouri

Legal Department
3 Industrial Loop Drive
Hannibal, MO 63401

Missouri Electric Commission

Douglas Healy
3010 E. Battlefield, Suite A
Springfield, MO 65804
doug@healylawoffices.com

Missouri Electric Commission

Terry M Jarrett
3010 East Battlefield, Suite A
Springfield, MO 65804
terry@healylawoffices.com

Missouri Public Service Commission

Scott Stacey
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
Scott.Stacey@psc.mo.gov

Union Electric Company

James B Lowery
3406 Whitney Ct.
Columbia, MO 65203
lowery@jblawllc.com

Union Electric Company

Wendy Tatro
1901 Chouteau Ave
St. Louis, MO 63103-6149
AmerenMOService@ameren.com

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

Sincerely,



**Morris L. Woodruff
Secretary**

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