

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 9th day of  
February, 2022.

In the Matter of Union Electric Company     )  
d/b/a Ameren Missouri's Request for         )  
Variance Regarding Timing of Notice of     )  
Change in Preferred Resource Plan            )     **File No. EE-2022-0192**

**ORDER APPROVING APPLICATION FOR VARIANCE**

Issue Date: February 9, 2022

Effective Date: February 19, 2022

On January 20, 2022, Union Electric Company, d/b/a Ameren Missouri (Ameren Missouri) filed an application for a request for variance from its requirement to file a change of preferred plan under 20 CSR 4240-22.080(12), as well as a waiver of the Commission's sixty-day notice in advance of filing a case under 20 CSR 4240-4.015(1).

Commission Rule 20 CSR 4240-22.080(12) requires a utility to notify the Commission within sixty days of the utility's determination that its preferred resource plan or acquisition strategy is no longer appropriate, and to include a description of all changes and all other performance measures specified in the last filing. On December 11, 2021, Ameren Missouri determined that its current Preferred Resource Plan was no longer appropriate because of its decision to retire its Rush Island Energy Center in advance of the date assumed in its current Preferred Resource Plan. The deadline established by the rule for filing notice and a description of performance measures is February 9, 2022.

Ameren Missouri explains it is unable to conduct the necessary analyses needed to determine what the changes to the Preferred Resource Plan and acquisition strategy will be because it cannot make the complex analyses necessary to do so under the

circumstances and because it is awaiting additional action by the federal district court. Accordingly, Ameren Missouri seeks an extension until mid-July of 2022 to complete and file the required analyses.

On January 20, the Commission issued an order directing its Staff to file a recommendation on, and allowing any other party to respond to the application by February 4, 2022. On February 4, 2022, Staff recommended that the Commission approve Ameren Missouri's request for variance and advised that Staff does not oppose Ameren Missouri's request for a variance of the sixty-day notice requirement. No other comments were received.

The Commission has reviewed and considered Ameren Missouri's application and Staff's recommendation. The Commission finds that good cause exists to grant Ameren Missouri a variance from provisions of Commission Rule 20 CSR 4240-22.080(12), and the Commission will grant the variance.

In addition, the Commission will grant Ameren Missouri's request for waiver of the 60-day notice requirement under 20 CSR 4240-4.017. The Commission finds good cause exists for waiver, based on Ameren Missouri's verified declaration that it had no communication with the Office of the Commission regarding substantive issues in the application within 150 days before Ameren Missouri filed its application.

The deadline for Ameren Missouri's compliance with 20 CSR 4240-22.080(12) is February 9, 2022, and the Commission finds it reasonable for this order to become effective in less than 30 days.

**THE COMMISSION ORDERS THAT:**

1. Union Electric Company d/b/a Ameren Missouri's application for variance from Commission Rule 20 CSR 4240-22.080(12) is granted. Ameren Missouri shall submit the materials required pursuant that rule no later than Friday, July 15, 2022.
2. The 60-day notice requirement of Commission Rule 20 CSR 4240-4.017(1) is waived for good cause.
3. This order shall become effective on February 19, 2022.
4. This file shall be closed on February 20, 2022.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff  
Secretary

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

Keeling, 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 9<sup>th</sup> day of February, 2022.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**February 9, 2022**

**File/Case No. EE-2022-0192**

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

**Sincerely,**



**Morris L. Woodruff  
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.