

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In Re: Union Electric Company's 2005)	
Utility Resource Filing Pursuant to)	<u>Case No. EO-2006-0240</u>
4 CSR 240 - Chapter 22)	

ORDER GRANTING APPLICATION TO INTERVENE

Issue Date: January 19, 2006

Effective Date: January 19, 2006

On January 6, 2006, Noranda Aluminum, Inc., filed an application to intervene. The Commission had previously established December 28 as the deadline for the filing of applications to intervene, so Noranda's application was filed late.

Noranda's application explains that it is a manufacturing corporation that operates an aluminum smelter and associated manufacturing and processing facility in New Madrid, Missouri. Noranda is the largest retail customer on AmerenUE's electric system in Missouri. Accordingly, Noranda claims that appropriate planning for the acquisition and operation of AmerenUE's electric resources is of critical concern to Noranda. As a result, Noranda asserts that it will be directly affected by the outcome of this case.

Noranda explains that it did not file its application to intervene within the time allowed by the Commission because it did not learn of AmerenUE's filing until after the deadline for intervention had passed. Thereafter, it filed its application to intervene as soon as possible.

Commission rule 4 CSR 240-2.080(15) provides that parties have not more than ten days in which to respond to any pleading. No party has filed a response to Noranda's application to intervene, so the Commission will presume that it is unopposed.

Commission rule 4 CSR 240-2.075 provides that the Commission may grant an application to intervene if the proposed intervenor has an interest that is different than that of the general public, and which may be adversely affected by a final order arising from the case. In the alternative, the Commission may grant an application to intervene if doing so would serve the public interest. That regulation also provides that the Commission may grant an application to intervene filed after the intervention date if good cause is shown.

The Commission finds that Noranda has an interest that is different than that of the general public and that its interest may be adversely affected by a final order arising from this case. Furthermore, the Commission finds that Noranda's proposed intervention will serve the public interest. In addition, the Commission finds that Noranda has shown good cause to grant its application filed after the intervention date. Therefore, in accordance with 4 CSR 240-2.075, the Commission will grant the application to intervene.

IT IS THEREFORE ORDERED:

1. That the Application to Intervene of Noranda Aluminum, Inc., is granted.

2. That this order shall become effective on January 19, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Morris L. Woodruff, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 19th day of January, 2006.