

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

In the Matter of Union Electric)
Company d/b/a Ameren Missouri's)
Voluntary Green Program/Pure Power)
Program Tariff Filing.)

Case No. EO-2013-0307
Tariff No. JE-2013-0197

STAFF'S POSITION STATEMENT

COMES NOW Staff of the Missouri Public Service Commission ("Staff"), by and through the undersigned counsel, and files this Position Statement with the Missouri Public Service Commission ("Commission") respectfully stating the following:

1. Should the Commission approve Ameren Missouri's Pure Power Program tariff sheets as filed on October 19, 2012?

No. The Commission should reject the tariff sheets. The Commission sets rates that are cost-based for the services it regulates. Development of cost-based rates requires the performance of an audit of the costs incurred to provide the regulated service. Ameren Missouri cannot provide the information necessary to support the cost of service of the Pure Power Program. Absent this basic information, Staff cannot recommend, nor can the Commission determine and approve, the reasonableness of the tariffed rate of the Pure Power Program. As such, the Commission should reject the tariff sheets.

Should the Commission approve the tariff sheets, Staff recommends the Commission order Ameren Missouri's compliance tariffs to:

- a. Retain the "purpose language from the existing tariff, which states that contributed funds will go "to the further development of renewable energy technologies";

- b. State that a minimum of 60% of the funds collected under the tariff be spent on REC procurement, and that a maximum of 40% of the money collected under the tariff may be spent on administration (education, marketing, promotion) by the intermediate broker. These percentages should be put forth in the Pure Power tariff sheets;
- c. Retain from the existing tariff Ameren Missouri's administrative fee of \$1.00 per REC, to ensure that non-participating ratepayers are held harmless from Ameren Missouri's offering of this program. Ameren Missouri should reflect the collection of the one dollar fee in its regulated books;

And order Ameren Missouri to:

- a. Produce any and all supporting data necessary for Staff to perform an audit to provide a recommendation to the Commission of the reasonableness of the tariffed rate of the Pure Power Program;
- b. Provide Staff an annual distribution of the funds collected and the percentage retained by Ameren Missouri, the percentage spent on advertising and administration by 3 Degrees Group, Inc., and the percentage forwarded to Farmers City Wind Power Project. Ameren Missouri should also provide Staff with the information necessary for Staff to audit the annual distribution percentage; and
- c. Prominently publish the last year's annual distribution percentage on the front page of Ameren Missouri's Pure Power website so customers can determine whether to participate in the voluntary program.

WHEREFORE, Staff files this Position Statement for the Commission's information and consideration.

Respectfully submitted,

/s/Jennifer Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail to all counsel of record on this 12th day of March 2013.

/s/Jennifer Hernandez