

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

In the Matter of the Application of Union Electric    )  
Company, d/b/a Ameren Missouri for Approval of    )  
Decommissioning Cost Estimate for Callaway    )  
Energy Center and Funding Level of Nuclear    )  
Decommissioning Trust Fund.                            )

**File No. EO-2012-0070**

**STAFF'S THIRTEENTH STATUS REPORT**

**COMES NOW** the Staff of the Missouri Public Service Commission ("Staff"), by and through the Missouri Public Service Commission's ("Commission") Staff Counsel Department, and notifies the Commission of the status of the stipulation and agreement between the Staff and Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri") in the pending file as follows:

1. On August 3, 2012, the Staff filed its Twelfth Status Report in which undersigned counsel advised the Commission that the Staff sent to counsel for Ameren Missouri just the preceding day, August 2, 2012, a draft of said stipulation and agreement for Ameren Missouri's review. On August 9, 2012 the Staff received a response and additional language from Ameren Missouri. Undersigned counsel has previously noted that the nuclear decommissioning trust fund stipulation and agreement being drafted by Ameren Missouri and the Staff is more detailed than previous ones.

2. The Staff is preparing its response to Ameren Missouri's draft and is completing its Staff memorandum in support of the stipulation and agreement.

3. Also, these continue to be dynamic times with which the Staff tries to stay current. The Commissioners will recall that on June 8, 2012, the United States Court of Appeals for the District of Columbia Circuit ("D.C. Circuit") vacated and remanded the NRC's 2010 Update to its Waste Confidence Decision ("WCD") concerning storage and disposal of spent

nuclear fuel from commercial reactors and the NRC's regulatory implementation of the 2010 Update of the WCD through a new Temporary Storage Rule ("TSR").<sup>1</sup> On August 7, 2012, the NRC in the Callaway relicensing docket of Ameren Missouri, among various other licensing and relicensing dockets, issued a Memorandum and Order stating, in part, at page 4 that although it will not issue licenses dependent upon the WCD or TSR until the D.C. Circuit's remand is appropriately addressed, "[t]his determination extends just to *final* license issuance; all licensing reviews and proceedings should continue to move forward."

4. This has been and continues to be a sustained period of numerous cases competing for the Staff's time and resources. The Staff has been diligently working to bring this matter to a timely conclusion, but must again request an additional two weeks to file a stipulation and agreement and a Staff memorandum in support.

5. Thus, the Staff requests an additional two weeks to August 31, 2012, to file a stipulation and agreement and a Staff memorandum in support.

6. The Staff hopes this planned procedure is acceptable to the Commission.

**WHEREFORE**, the Staff submits the instant Staff status report and requests additional time to Friday, August 31, 2012, to file a stipulation and agreement with Ameren Missouri and a Staff memorandum in support.

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<sup>1</sup> The National Environmental Policy Act ("NEPA") applies to the relicensing of nuclear of generating facilities, and a three-judge panel unanimously ruled that the NRC failed to conduct a sufficient environmental review under NEPA when it made findings that spent nuclear fuel can be stored safely at commercial reactor sites for at least 60 years after the expiration of the plant's license and a permanent geological repository for spent nuclear fuel will be available "when necessary."

Respectfully submitted,

**/s/ Steven Dottheim**

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing *Staff's Thirteenth Status Report* have been transmitted electronically to all counsel of record this 17th day of August, 2012.

**/s/ Steven Dottheim**