BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

| In the Matter of the Compliance of Union Electric |) | |
|--|---|-----------------------|
| Company d/b/a Ameren Missouri with Certain |) | File No. EO-2019-0044 |
| Requirements Related to SB 564 and Related Matters |) | |

ORDER GRANTING APPLICATIONS TO INTERVENE

Issue Date: February 26, 2019 Effective Date: February 26, 2019

Section 393.1400.4, RSMo, requires Union Electric Company d/b/a Ameren Missouri to file a Five-Year Capital Investment Plan by February 28 of each year. Ameren Missouri filed its Plan for 2019 on February 14, 2019. Parts of that Plan were filed as confidential under the Commission's confidential information rule, 4 CSR 240-2.135. A provision of that rule, 4 CSR 240-2.135(6), allows confidential information to be disclosed to the attorney of record for a party to a case, as well as to subject-matter experts for those parties.

On February 21, the Missouri Industrial Energy Consumers (MIEC) filed an application to intervene, along with a request for expedited treatment. MIEC asks the Commission to approve its intervention by February 26 so that its attorneys and experts can review the confidential portions of Ameren Missouri's Plan in preparation for a March 4 public meeting to be held by Ameren Missouri. Similarly, on February 25, the Natural Resources Defense Council (NRDC) applied to intervene. In response to MIEC's application, the Commission ordered that anyone wishing to respond to that application do so by February 25. No response to the application to intervene of either MIEC or NRDC has been filed.

Section 393.1400.4, RSMo, requires Ameren Missouri to file its Plan and to file a response to feedback received from stakeholders at a public meeting. The statute does not

give the Commission authority to approve or disapprove the Plan, and it does not authorize or require the Commission to conduct a hearing regarding the Plan. As a result, this is not a contested case. If not for the confidential information problem, there would be no need for any party to intervene in this file. But, granting party status to the proposed intervenors is the best way to control disclosure of the confidential information filed by Ameren Missouri. For that reason, the Commission finds that allowing MIEC and NRDC to intervene will serve the public interest. Therefore, in accordance with Commission rule 4 CSR 240-2.075(3), the Commission will grant the applications to intervene.

THE COMMISSION ORDERS THAT:

- The Application to Intervene of the Missouri Industrial Energy Consumers is granted.
 - 2. The Motion to Intervene of the Natural Resources Defense Council is granted.
 - This order shall be effective when issued.

BY THE COMMISSION

Morris I Wooduff

STATE OF THE OFFICE OF THE OFF

Morris L. Woodruff Secretary

Morris L. Woodruff, Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri, on this 26th day of February, 2019.

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 26th day of February 2019.

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Morris L. Woodruff

Secretary

MISSOURI PUBLIC SERVICE COMMISSION February 26, 2019

File/Case No. EO-2019-0044

Missouri Public Service Commission

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Union Electric Company

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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

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