

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Co-Mo            )  
Electric Cooperative for Approval of                )  
Designated Service Boundaries Within            )  
Portions of Cooper County, Missouri            ) File No. EO-2022-0190

## ORDER GRANTING MOTION FOR PROTECTIVE ORDER

Issue Date: April 11, 2022

Effective Date: April 11, 2022

On January 18, 2022, Co-Mo Electric Cooperative (Co-Mo) filed an application for approval of designated service boundaries within portions of Cooper County, Missouri, to allow Co-Mo to serve a new development to be annexed into the City of Boonville. On March 16, 2022, the Commission granted Co-Mo's motion for a protective order to protect certain confidential information from potential exposure. The Commission modified that order on March 30, 2022, to allow selective access to highly confidential information.

On March 30, 2022, Union Electric Company d/b/a Ameren Missouri filed a motion for a protective order under the same terms granted for Co-Mo. The Commission ordered Co-Mo to respond. On April 4, 2022, Co-Mo filed a response to Ameren Missouri's motion indicating that it did not object to the issuance of such an order. Co-Mo identified Daniel Beck, retired Manager of the Commission's Engineering Analysis department, as its consultant and expert who should be granted access to highly confidential information.

The Commission will enter the protective order requested by Ameren Missouri but if Co-Mo or any other party believes Ameren Missouri has inappropriately designated information as highly confidential, that party may bring those concerns to the Commission for resolution.

**THE COMMISSION ORDERS THAT:**

1. Ameren Missouri's Motion for Protective Order is granted.
2. The following Protective Order is established:
  - a. Materials and information divulged by Ameren Missouri, or other parties, shall be considered "Highly Confidential" if so designated at the time of disclosure.
  - b. No employees of Co-Mo shall be permitted to view Ameren Missouri's highly confidential information
  - c. Daniel Beck, expert consultant for Co-Mo may view Ameren Missouri's highly confidential information for use during this proceeding, and for no other purpose. Daniel Beck shall:
    - i. Keep all information secure;
    - ii. Maintain highly confidential documents in a secured computer system under his exclusive control. Such documents shall not be commingled with or released to any other computer system except that of counsel for Co-Mo.
    - iii. Submit the non-disclosure form attached to this order as Exhibit A and file it with the Commission before viewing highly confidential information;
    - iv. Within ninety days after the completion of this proceeding, including judicial review, destroy or permanently delete all electronic and paper copies of all highly confidential information, notes, work papers, and copies preserved in the hard drives of

computers, copy machines, and devices with similar capacity;

v. Adhere to the confidentiality requirements of 20 CSR 4240-2.135(13).

d. Counsel for Co-Mo shall utilize secure methods for transferring information to and from the secured computer systems.

e. Persons afforded access to materials or information designated "Highly Confidential" shall neither use nor disclose such materials or information for purposes of business or competition or any other purpose other than in regard to the case referenced above and shall keep the materials and information secure and confidential and in accordance with the purposes and intent of this protective order.

f. If a party disagrees with the "Highly Confidential" designation of any information, or if a party believes that one or more of its employees should be allowed to view the highly confidential information, the party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240-2.090(8). If the party exhausts these dispute resolution procedures, the party may file a motion challenging the designation.

3. This order shall be effective when issued.



**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

John T. Clark, Senior Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 11<sup>th</sup> day of April, 2022.

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

**NONDISCLOSURE AGREEMENT  
For Case No.: EO-2022-0190  
(To Access Highly Confidential Information)**

I, \_\_\_\_\_, have reviewed the Commission's Rule at 20 CSR 4240- 2.135, and the Commission's April 11, 2022 *Order Granting Motion for Protective order* (the "Order").

I have been authorized by the Order to view the highly confidential information produced in File No. EO-2022-0190.

I hereby certify that:

- a. I am a consultant hired by Co-Mo Electric Cooperative acting as an expert for that company to provide expert consultation or testimony in this docket; and
- b. I have read and agree to abide by the Commission's Rule at 20 CSR 4240-2.135 and the above-referenced Order issued by the Commission in this docket.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Signature & Title

Printed: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

E-mail: \_\_\_\_\_


**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 11<sup>th</sup> day of April, 2022.**



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

**MISSOURI PUBLIC SERVICE COMMISSION**

**April 11, 2022**

**File/Case No. EO-2022-0190**

**Missouri Public Service  
Commission**

Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**

Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opcservice@opc.mo.gov

**Co-Mo Electric Cooperative, Inc.**

Shawn P Battagler  
3816 S Greystone Ct., Suite B  
Springfield, MO 65804-6580  
sbattagler@lawofficemo.com

**Co-Mo Electric Cooperative, Inc. Missouri Public Service  
Commission**

Megan E Ray  
3816 S Greystone Ct., Suite B  
Springfield, MO 65804  
mray@lawofficemo.com

Paul Graham  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
Paul.Graham@psc.mo.gov

**Union Electric Company**

James B Lowery  
3406 Whitney Ct.  
Columbia, MO 65203  
lowery@jblawllc.com

**Union Electric Company**

Wendy Tatro  
1901 Chouteau Ave  
St. Louis, MO 63103-6149  
AmerenMOService@ameren.com

**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.