

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

In the Matter of the Petition of Union  
Electric Company d/b/a Ameren Missouri                    )  
for a Financing Order Authorizing the                    )       File No. EF-2024-0021  
Issuance of Securitized Utility Tariff Bonds            )  
for Energy Transition Costs related to Rush            )  
Island Energy Center.

**AMEREN MISSOURI’S REPLY TO  
MARK EDWARD KREBS’ RESPONSE**

COMES NOW Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri” or “Company”) and in reply to the January 5, 2024, Response filed by Mr. Krebs (the “Response”), states as follows:

1.       The Response makes clear that Mr. Krebs’ claimed “interest” is to press his viewpoint that coal-fired and gas-fired generation should not be retired. Such a contention, regardless of its merits, has nothing whatsoever to do with *this* securitization case. The United States District Court for the Eastern District of Missouri has already settled that question – this Commission has no authority to change the outcome: Rush Island will retire by October 15, 2025. Consequently, clearly having no right to intervene, the only potential basis on which Mr. Krebs’ intervention would be proper would be push an interest that is not and cannot be at issue in this case, demonstrating that Mr. Krebs’ intervention cannot serve the public interest.

2.       Moreover, even if, hypothetically, a threshold question in this docket were whether to retire Rush Island, the Office of the Public Counsel (“OPC”), as a representative of the general public including Mr. Krebs, could more than adequately address the question. *See* OPC’s well-documented resistance to the closure of Evergy’s Sibley coal plant and Empire’s Asbury coal plant.

3.       Allowing individuals, regardless of how many online articles about climate policy, gas appliances, electrification, etc. they post, to become parties to cases before the Commission was

certainly not intended by the Public Service Commission Law and would interfere with the Commission's duties in this case, and others, if such a practice were allowed, as the case law cited in the Company's original response to Mr. Krebs' request made clear.

WHEREFORE, Ameren Missouri respectfully requests that the Commission issue an order denying Mr. Krebs' request to intervene in this proceeding.

Respectfully submitted,

/s/ James B. Lowery

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**Attorneys for Union Electric Company  
d/b/a Ameren Missouri**

**CERTIFICATE OF SERVICE**

The undersigned certifies that true and correct copies of the foregoing have been e-mailed to the attorneys of record for all parties to this case as specified on the certified service list for this case in EFIS, on this 9th day of January, 2024.

/s/ James B. Lowery  
James B. Lowery