

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 27th day of
October, 2010.

In the Matter of Union Electric Company, d/b/a)	<u>File No. ER-2011-0028</u>
AmerenUE's Tariff to Increase Its Annual)	Tariff No. YE-2011-0116
Revenues for Electric Service)	

**ORDER GRANTING THE APPLICATION TO INTERVENE OF THE
NATURAL RESOURCES DEFENSE COUNCIL AND GRANTING THE
APPLICATION TO INTERVENE OF THE MISSOURI COALITION FOR
THE ENVIRONMENT, D/B/A RENEW MISSOURI**

Issue Date: October 27, 2010

Effective Date: October 27, 2010

On September 3, 2010, Union Electric Company, d/b/a Ameren Missouri, filed a tariff designed to increase its annual revenues for electric service. The Commission suspended that tariff and established September 27 as the deadline for interested parties to apply to intervene.

The Natural Resource Defense Council (NRDC) and Renew Missouri filed an application to intervene on September 27. The NRDC is a New York nonprofit corporation with members in Missouri, many of whom are Ameren Missouri ratepayers. The NRDC indicates it and its members are interested in promoting energy efficiency, peak demand reduction, and renewable energy resources. More than ten days have passed since the NRDC applied to intervene and no party has objected to that application.

The Commission finds that the NRDC's interest in this case is different from that of the general public, and may be adversely affected by a final order arising from this case.

Furthermore, the Commission finds that allowing the NRDC to intervene will serve the public interest. Therefore, in accordance with Commission Rule 4 CSR 240-2.075(4), the Commission will grant the NRDC's application to intervene.

Renew Missouri applied to intervene at the same time as the NRDC. In its initial application, Renew Missouri described itself as "a project of the Missouri Coalition for the Environment". The Missouri Coalition for the Environment is a nonprofit corporation, but Renew Missouri appeared to be just a project of that corporation, without any separate corporate existence. Furthermore, the initial application to intervene stated:

[T]he Coalition and its members have a strong interest in protecting Missouri's environment, including advocating for the reduction of air pollution from electric utilities, ensuring that nuclear plants do not contaminate the environment, avoiding damage to water quality and the environment from hydroelectric or pumped storage facilities, and advocating for other generating facilities to have as low an environmental impact as possible. The Coalition also supports aggressive implementation of cost-effective utility DSM programs."

The initial application did not indicate any interest of Renew Missouri separate from the described interest of the Coalition. Those facts indicated the correct entity to be granted intervenor status in this case might be the Missouri Coalition for the Environment rather than Renew Missouri.

Because of the confusion relating to Renew Missouri's initial application, the Commission directed Renew Missouri to further explain its application to intervene. The NRDC and Renew Missouri responded on October 25 by filing an amended application to intervene. The amended application explains that the Missouri Coalition for the Environment has registered Renew Missouri as a fictitious name with the Missouri Secretary of State. Thus, the party that is seeking to intervene is the Missouri Coalition for the Environment, d/b/a Renew Missouri.

The Commission finds that the Missouri Coalition for the Environment, d/b/a Renew Missouri's interest in this case is different from that of the general public, and may be adversely affected by a final order arising from this case. Furthermore, the Commission finds that allowing the Missouri Coalition for the Environment, d/b/a Renew Missouri to intervene will serve the public interest. Therefore, in accordance with Commission Rule 4 CSR 240-2.075(4), the Commission will grant the Missouri Coalition for the Environment, d/b/a Renew Missouri's application to intervene.

THE COMMISSION ORDERS THAT:

1. The Amended Application to Intervene of the Natural Resources Defense Council is granted.
2. The Amended Application to Intervene of the Missouri Coalition for the Environment, d/b/a Renew Missouri, is granted.
3. This order shall become effective on October 27, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Gunn, and Kenney, CC., concur;
Jarrett, C., concurs with separate concurring opinion to follow.

Woodruff, Chief Regulatory Law Judge