

**In the Matter of Union Electric Company, d/b/a
AmerenUE's Application to Modify FAC Rate**

2. Commission Rule 4 CSR 240-20.090(4) provides that the Staff “shall submit a recommendation regarding its examination and analysis to the Commission not later than thirty (30) days after the electric utility files its tariff schedules to adjust its FAC rates.” Staff is to determine if AmerenUE’s proposed adjustment to its FAC rates are in accordance with 4 CSR 240-20.090, § 386.266 RSMo, and AmerenUE’s FAC established in

Case No. ER-2008-0318. Staff is to make its recommendation within thirty days of the date a proposed adjustment.

3. Regardless of Commission Rule 4 CSR 240-20.090(4), on March 29, 2010, the Commission issued its *Order Directing Response* with which it ordered, “Not later than April 19, 2010, the Commission’s staff shall file a response to the documents that Union Electric Company d/b/a AmerenUE filed on March 25, 2010.”

4. AmerenUE has requested that Tariff Sheet No. 98.7, filed March 25, 2010, become effective on May 25, 2010, the first cycle of AmerenUE’s June billing month.

5. In the attached Memorandum (Appendix A), Staff recommends the Commission issue an order approving the proposed tariff sheet, as filed on March 25, 2010, to become effective on May 25, 2010, as requested by AmerenUE, subject to both true-up and prudence reviews: MO. P.S.C. SCHEDULE NO. 5, 3rd Revised Sheet No. 98.7 Cancelling 2nd Revised Sheet No. 98.7.

6. Staff also recommends the Commission order AmerenUE to file its past and future monthly and quarterly reports in Excel format with formulas intact and not password protected, if AmerenUE continues to file its monthly and quarterly reports in EFIS in Adobe format.

WHEREFORE, in response to the Commission’s March 29, 2010 *Order Directing Response*, the Staff recommends that the Commission issue an interim rate adjustment order that approves AmerenUE’s Tariff Sheet, MO. P.S.C. SCHEDULE NO. 5, 3rd Revised Sheet No. 98.7 Cancelling 2nd Revised Sheet No. 98.7, as filed on March 25, 2010, and orders that tariff sheet to

become effective on May 25, 2010, subject to true-up and prudence reviews, and (2) direct AmerenUE to provide quarterly reports in Excel format with formulas intact and not password protected in future EFIS filings.

Respectfully submitted,

/s/ Samuel D. Ritchie

Sam Ritchie

Legal Counsel

Missouri Bar No. 61167

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Missouri Public Service Commission

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, or transmitted by facsimile or electronically mailed to all counsel of record this 19th day of April 2010.

/s/ Samuel D. Ritchie

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. ER-2010-0264, Tariff Tracking No. YE-2010-0577
Union Electric Company d/b/a AmerenUE

FROM: Tom Imhoff, Rate & Tariff Examination Supervisor
Mack McDuffey, Rate & Tariff Examiner II
Matthew Barnes, Utility Regulatory Auditor IV

/s/ John Rogers 4-19-2010 /s/ Sam Ritchie 4-19-2010
Energy Department / Date Staff Counsel Division / Date

SUBJECT: Staff Recommendation for **Approval** of Tariff Sheet Filed to Increase Revenues Related to AmerenUE's Fuel Adjustment Clause (FAC) Pursuant to the Commission's Report and Order from Case No. ER-2008-0318

DATE: April 19, 2010

On March 25, 2010, Union Electric Company d/b/a AmerenUE (AmerenUE) filed one (1) tariff sheet bearing a proposed effective date of May 25, 2010 to revise its Fuel and Purchased Power Adjustment (FPA) (Item 14. on Sheet No. 98.7) together with the direct testimony of Jeff L. Dodd. The testimony included information supporting AmerenUE's calculation for the kWhs it sold during Accumulation Period 3, October 1, 2009 through January 31, 2010 and the difference between AmerenUE's actual fuel and purchased power costs net of off-system sales and the kWhs sold during the period multiplied by the Net Base Fuel Costs (NBFC) in AmerenUE's tariff. This is AmerenUE's third filing to change its FPA. During Accumulation Period 3, AmerenUE's off-system sales revenues were substantially less than those during Accumulation Period 2. This is the main factor for the magnitude of the change in AmerenUE's FPA in this case.

AmerenUE's present FPA is a positive amount per kWh of \$0.00014 for customers receiving service at secondary and primary voltage levels, and \$0.00013 for customers receiving service at large transmission voltage levels. The proposed change to the FPA results in positive FPA rates of \$0.00138 per kWh, \$0.00133 per kWh, and \$0.00129 kWh for customers receiving service at secondary, primary, and large transmission voltage levels, respectively.

Fuel and Purchased Power Adjustment (FPA) Per kWh			
Voltage Level Adjustment	Present	Proposed	Difference
Secondary	\$0.00014	\$0.00138	\$0.00124 Increase
Primary	\$0.00014	\$0.00133	\$0.00119 Increase
Large Transmission	\$0.00013	\$0.00129	\$0.00116 Increase

AmerenUE's first FAC recovery period began with its October 2009 billing month and will end with its September 2010 billing month. That recovery period is for Accumulation Period 1, which was March 1, 2009 through May 31, 2009. AmerenUE's second FAC recovery period began with the February 1, 2010 billing month and will end with the January 31, 2011 billing month. That recovery period is for Accumulation Period 2, which was June 1, 2009 through September 30, 2009. AmerenUE's third FAC recovery period, for which this tariff filing was made, will begin with the June 1, 2010 billing month and end with the May 31, 2011 billing month. That recovery period is for Accumulation Period 3, which is October 1, 2009 through January 31, 2010.

The accumulation periods, recovery periods, and other specifications of AmerenUE's existing FAC are set out in its tariff sheets designated Original Sheet Nos. 98.1 through 98.6. The Commission approved those tariff sheets to become effective on March 1, 2009, via its February 19, 2009 Order Approving Compliance Tariff Sheets issued in Case No. ER-2008-0318. Specifically, Original Sheet No. 98.1 sets out AmerenUE's three four-calendar-month accumulation periods: February through May, June through September, and October through January. The twelve-billing-month recovery periods are October through September, February through January, and June through May. The Accumulation Periods and Recovery Periods are shown on the attached Timeline.

The Staff reviewed Tariff Sheet No. 98.7 and the direct testimony of Jeff L. Dodd AmerenUE filed on March 25, 2010. The Staff reviewed AmerenUE's monthly filings for Accumulation Period 3 and verified that the actual fuel and purchased power costs there match the fuel and purchased power costs in AmerenUE's proposed Tariff Sheet No. 98.7 and the supporting schedules of Jeff L. Dodd's direct testimony. The Staff also reviewed AmerenUE's monthly interest amount that is applied to the over/under NBFC and verified that the interest rates and calculations are correct for Accumulation Period 3. The information filed with the revised tariff sheet, and workpapers as supplemented by AmerenUE, include sufficient data to calculate adjustments to the FPA based on the actual fuel and purchased power costs net of off-system sales and NBFC provided by AmerenUE for Accumulation Period 3.

Staff Recommendation

The Staff is of the opinion that AmerenUE timely filed Tariff Sheet No. 98.7 and that it complies with the Commission's *Report and Order* in Case No. ER-2008-0318, Commission Rule 4 CSR 240-3.161 (Electric Utility Fuel and Purchased Power Cost Recovery Mechanisms Filing and Submission Requirements), and AmerenUE's FAC embodied in its tariff.

Commission Rule 4 CSR 240-20.090(4) provides in part:

[T]he commission shall either issue an interim rate adjustment order approving the tariff schedules and the FAC rate adjustments within sixty (60) days of the electric utility's filing or, if no such order is issued, the tariff schedules and the FAC rate adjustments shall take effect sixty (60) days after the tariff schedules were filed.

AmerenUE has requested that Tariff Sheet No. 98.7, filed March 25, 2010, become effective on May 25, 2010, the first cycle of AmerenUE's June billing month. Thus, the tariff sheet was filed with 61 days' notice. The Staff, therefore, recommends the Commission issue an order approving the following proposed tariff sheet, as filed on March 25, 2010, to become effective on May 25, 2010, as requested by AmerenUE, subject to both true-up and prudence reviews:

MO. P.S.C. SCHEDULE NO. 5

3rd Revised Sheet No. 98.7 Cancelling 2nd Revised Sheet No. 98.7

The Staff has verified that AmerenUE is not delinquent on any assessment and AmerenUE has filed its 2009 annual report. AmerenUE is current on its submission of its Surveillance Monitoring reports as required in 4 CSR 240-20.090(10) and its monthly reports as required by 4 CSR 240-3.161(5). However, if AmerenUE continues to file its monthly and quarterly reports in EFIS in Adobe format, the Staff recommends the Commission order AmerenUE to also file its past and future monthly and quarterly reports in Excel format with formulas intact and not password protected. The Staff is not aware of any other matter pending before the Commission that affects or is affected by this tariff filing. AmerenUE's current rate case will have no effect on this filing.

AmerenUE Fuel and Purchased Power Adjustment Clause (FAC) Timeline

Periods

Accumulation
ER-2008-0318

Recovery

True-Up

A1 (Mar09-May09)~**A2** (Jun09-Sep09)~**A3** (Oct09-Jan10)~**A4** (Feb10-May10)~**A5** (Jun10-Sep10)~**A6** (Oct10-Jan11)
A7 (Feb11-May11)~**A8** (Jun11-Sep11)~**A9** (Oct11-Jan12)~**A10** (Feb12-May12)~**A11** (Jun12-Sep12)~**A12**(Oct12-Jan13)
R1 (Oct09-Sep10) ER-2010-0044 ~ **R2** (Feb10-Jan11) ER-2010-0165 ~ **R3** (Jun10-May11) ER-2010-0264
R4 (Oct10-Sep11) ER-2011-0xxx ~ **R5** (Feb11-Jan12) ER-2011-0xxx ~ **R6** (Jun11-May12) ER-2011-0xxx
R7 (Oct11-Sep12) ER-2012-0xxx ~ **R8** (Feb12-Jan13) ER-2012-0xxx ~ **R9** (Jun12-May13) ER-2012-0xxx
R10 (Oct12-Sep13) ER-2013-0xxx ~ **R11** (Feb13-Jan14) ER-2013-0xxx ~ **R12** (Jun13-May14) ER-2013-0xxx
T1 ER-2010-0xxx

Month #			1	2	3	4	5	6	7	8	9	10
2009	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug 1 file	Sep	Oct	Nov	Dec 1 file
Accumulation			A1	A1	A1	A2	A2	A2	A2	A3	A3	A3
Recovery										R1	R1	R1
							UE cal R1	Staff R1	Com. R1	apply R1		
Month #	11	12	13	14	15	16	17	18	19	20	21	22
2010	Jan	Feb	Mar	Apr 1 file	May 1 file	Jun	Jul	Aug 1 file	Sep	Oct	Nov	Dec 1 file
Accumulation	A3	A4	A4	A4	A4	A5	A5	A5	A5	A6	A6	A6
Recovery	R1	R1	R1	R1	R1	R1	R1	R1	R1	R4	R4	R4
Recovery		R2	R2	R2	R2	R2	R2	R2	R2	R2	R2	R2
Recovery						R3	R3	R3	R3	R3	R3	R3
Month #	23	24	25	26	27	28	29	30	31	32	33	34
2011	Jan	Feb	Mar	Apr 1 file	May 1 file	Jun	Jul	Aug 1 file	Sep	Oct	Nov	Dec 1 file
Accumulation	A6	A7	A7	A7	A7	A8	A8	A8	A8	A9	A9	A9
Recovery	R4	R4	R4	R4	R4	R4	R4	R4	R4	R7	R7	R7
Recovery	R2	R5	R5	R5	R5	R5	R5	R5	R5	R5	R5	R5
Recovery	R3	R3	R3	R3	R3	R6	R6	R6	R6	R6	R6	R6
Month #	35	36	37	38	39	40	41	42	43	44	45	46
2012	Jan	Feb	Mar	Apr 1 file	May 1 file	Jun	Jul	Aug 1 file	Sep	Oct	Nov	Dec 1 file
Accumulation	A9	A10	A10	A10	A10	A11	A11	A11	A11	A12	A12	A12
Recovery	R7	R7	R7	R7	R7	R7	R7	R7	R7	R10	R10	R10
Recovery	R5	R8	R8	R8	R8	R8	R8	R8	R8	R8	R8	R8
Recovery	R6	R6	R6	R6	R6	R9	R9	R9	R9	R9	R9	R9

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

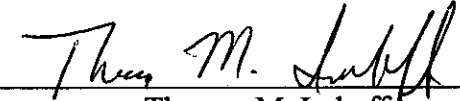
Union Electric Company d/b/a)
AmerenUE's Filing to Adjust Rates under)
its Approved Fuel and Purchased Power)
Cost Recovery Mechanism Pursuant to 4)
CSR 240-20.090(4))

Case No. ER-2010-0264
File No. YE-2010-0577

AFFIDAVIT OF THOMAS M. IMHOFF

STATE OF MISSOURI)
) ss
COUNTY OF COLE)

Thomas M. Imhoff, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was given by him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.



Thomas M. Imhoff


Subscribed and sworn to before me this 15th day of April 2010.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086



Notary Public


Notary Public

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

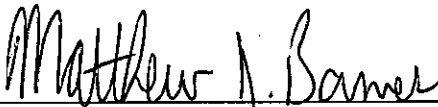
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its Approved Fuel and Purchased Power)
Cost Recovery Mechanism Pursuant to 4)
CSR 240-20.090(4))

Case No. ER-2010-0264
File No. YE-2010-0577

AFFIDAVIT OF MATTHEW J. BARNES

STATE OF MISSOURI)
) ss
COUNTY OF COLE)

Matthew J. Barnes, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was given by him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

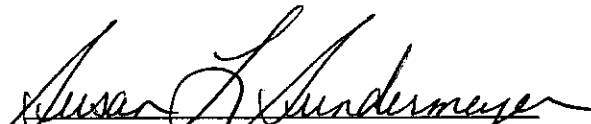


Matthew J. Barnes

Subscribed and sworn to before me this 15th day of April 2010.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086



Notary Public