

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Union Electric)
Company d/b/a Ameren Missouri for Approval)
and Certificates of Convenience and Necessity)
Authorizing it to Construct Renewable Generation)
Facilities)
Case No. EA-2025-0239

SECOND PROTECTIVE ORDER

Issue Date: December 12, 2025

Effective Date: December 12, 2025

Union Electric Company d/b/a Ameren Missouri filed an application and supporting testimony requesting authority to construct renewable generation facilities. On September 9, 2025,¹ the Commission issued a Protective Order allowing certain information to be classified as “Highly Confidential.” On December 5, Ameren Missouri filed a *Motion to Amend Protective Order* (Motion), requesting that the Commission either amend the protective order to include terms found in the Protective Order² in Case No. ET-2025-0184 or issue a second protective order on the same terms found in the Protective Order in Case No. ET-2025-0184. The Motion explains that a data request has been sent requesting information that Ameren Missouri deems may be highly sensitive, competitive information. Ameren Missouri makes this request under Commission Rule 20 CSR 4240-2.135 covering materials and information deemed “highly confidential-highly sensitive” by Ameren Missouri.

Ameren Missouri seeks protection for information regarding customer pricing, supply costs, business relationships, market data, and other proprietary data as closely

¹ All dates refer to 2025 unless otherwise noted.

² Issue August 12, 2025.

guarded trade secrets, as well as terms and details relating to business contracts and information relating to data center infrastructure. The Motion explains that disclosure of these highly confidential and highly sensitive categories of information would have *de minimis* bearing on this case, but would have serious consequences to ADS and Google if disclosed. The information sought to be protected is generally subject to nondisclosure agreements, has confidentiality provisions or is otherwise sensitive information impacting data centers' competitive advantage with respect to competitors and parties with whom it negotiates.

The Commission allowed responses by December 10, and none were received. The Commission will grant the Motion.

THE COMMISSION ORDERS THAT:

1. Ameren Missouri's request for a protective order is granted. The specific protections to be afforded are as follows.
 - a. Information designated as "Confidential" would be subject to the standard protocols included in Commission Rule 20 CSR 4240-2.135. Information designated as "Highly Confidential" would be subject to the September 9, 2025, Protective Order.
 - b. Allowing parties to additionally designate as "Highly Confidential Highly Sensitive or HCHS" the following (1) confidential information relating to the data center operations, including customer specific data, customer pricing, supply costs, business relationships, market data, other proprietary data and protected trade secrets; and (2) information relating to confidential contracts entered into relating to data centers.
 - c. With regard to entities and individuals other than the Commission, the Staff of the Commission, and the Office of the Public Counsel:
 - i. Disclosure of materials or information so designated shall be made only to outside attorneys, outside consultants, and/or attorneys of record for investor owned utilities, who have executed a Commission Nondisclosure Agreement. No "HCHS" information shall be provided directly or indirectly to any other individual or

employee.

- ii. Persons afforded access to materials or information designated “HCHS” 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 the protective order.
- iii. All material and information designated as “HCHS” in the possession of any entity or person, as well as any notes pertaining to such information, shall be returned to the party disclosing the same or destroyed upon the conclusion of the referenced case.
- d. If any party disagrees with the HCHS designation of any information, that party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240- 2.090(8). If these dispute resolution procedures are exhausted without resolution, the party may file a motion challenging the designation.
- e. All persons authorized to access “Highly Confidential Highly Sensitive information in this case shall complete the nondisclosure agreement attached to this order.

- 2. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Riley G. Fewell, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 12th day of December, 2025.

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

In the Matter of the Application of Evergy)
Metro, Inc. d/b/a Evergy Missouri Metro and) File No. EO-2025-0154
Evergy Missouri West, Inc. d/b/a Evergy Missouri)
West for Approval of New and Modified Tariffs for)
Service to Large Load Customers)

**NONDISCLOSURE AGREEMENT FOR
HIGHLY CONFIDENTIAL HIGHLY SENSITIVE INFORMATION**

I, _____, have reviewed the Commission's Rule at 20 CSR 4240-2.135 on the ____ day of _____, 20__.

I have requested review of Highly Confidential Highly Sensitive (HCHS) information produced in Case No. EO-2025-0154 on behalf of _____.

I hereby certify that:

(a) Only certain persons may receive Highly Confidential Highly Sensitive information. These persons include outside attorneys of record for a party in the case, outside experts retained by a party in this case, attorneys of record for investor owned utilities, and state agencies and their employees.

(b) I am an employee of _____ acting as an (outside) _____ expert on behalf of _____, and have been directed to provide expert consultation or testimony in this docket.

(c) I have read and agree to abide by the Commission's Rule at 20 CRS 4240-2.135 and all terms of the Protective Order issued by the Commission in this docket.

(Continues on the following page)

Dated: _____

Signature

Employer and Title

Party

Address

Telephone

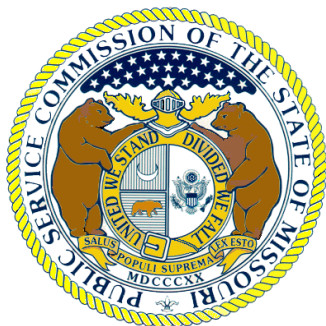
E-Mail Address

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 12th day of December 2025.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

December 12, 2025

File/Case No. EA-2025-0239

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
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.