

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 1<sup>st</sup> day of  
November, 2017.

In The Matter of Ameren Missouri's )  
2017 Utility Resource Filing Pursuant to )  
4 CSR 240 – Chapter 22 )

**File No. EO-2018-0038**

**ORDER GRANTING APPLICATIONS TO INTERVENE AND DIRECTING  
USE OF COMPLIANCE CERTIFICATION FORM**

Issue Date: November 1, 2017

Effective Date: November 1, 2017

On September 25, 2017, Union Electric Company d/b/a Ameren Missouri filed its 2017 Integrated Resource Plan, as required by the Commission's Electric Utility Resource Planning Rule, 4 CSR 240-22. The Commission ordered that applications to intervene be filed no later than October 16. The Missouri Joint Municipal Electrical Utility Commission (MJMEUC); The Missouri Department of Economic Development – Division of Energy; Renew Missouri Advocates; and the Natural Resources Defense Council (NRDC) applied to intervene on October 13. Sierra Club; the National Association for the Advancement of Colored People (NAACP); Wind on the Wires; and the Missouri Coalition for the Environment applied to intervene on October 16. Ameren Missouri responded to the applications to intervene on October 23. No one else has responded.

Ameren Missouri objects to MJMEUC's application to intervene, arguing that because MJMEUC represents transmission customers of Ameren Missouri rather than retail customers, it can have no interest in the utility's long-term plan for providing retail service to end-use customers. Ameren Missouri does not object to the other applications to

intervene. MJMEUC replied on October 26, arguing that retail customers of Ameren Missouri are not the only persons interested in the utility's resource planning process, as those plans also affect the type and location of transmission projects that are built.

The question of allowing intervention in a particular case is greatly dependent upon the nature of the case. The planning process that Ameren Missouri has described in its triennial IRP filing is a very broad undertaking that will have an effect on many people and organizations far beyond the narrow class of Ameren Missouri's retail customers. In these circumstances it is appropriate to allow MJMEUC to intervene. The Commission finds that allowing each of the applicants to intervene will serve the public interest. Therefore, in accordance with Commission Rule 4 CSR 240-2.075(3), the Commission will grant all pending applications to intervene.

Although it does not object to the other applications to intervene, Ameren Missouri asks that all employees or outside experts retained by an intervenor who are required by Commission Rule 4 CSR 240-2.135(7) to complete and file a certification do so in the form attached by Ameren Missouri before they are allowed to view confidential information.

Ameren Missouri's concerns about the dissemination of confidential information to employees of members of the intervening associations are well taken. The Commission will direct that persons required to submit a certification before accessing confidential information in this matter use the Nondisclosure Agreement form attached to this order.

**THE COMMISSION ORDERS THAT:**

1. The Application to Intervene of the Missouri Joint Municipal Electrical Utility Commission is granted.
2. The Missouri Department of Economic Development - Division of Energy's Application to Intervene is granted.

3. The Application to Intervene of Renew Missouri Advocates is granted.
4. The Application to Intervene of the Natural Resources Defense Council is granted
5. The Application to Intervene of Sierra Club is granted.
6. The Application to Intervene of the National Association for the Advancement of Colored People is granted.
7. The Motion to Intervene of Wind on the Wires is granted.
8. The Application to Intervene of the Missouri Coalition for the Environment is granted.
9. Any employee of a party or outside expert retained by a party required to submit a certification pursuant to Commission Rule 4 CSR 240-2.135(7) before accessing confidential information shall submit the Nondisclosure Agreement form attached to this order.
10. This order shall be effective when issued.

**BY THE COMMISSION**



*Morris L. Woodruff*

Morris L. Woodruff  
Secretary

Hall, Chm., Stoll, Kenney, Rupp, and  
Coleman, CC., concur.

Woodruff, Chief Regulatory Law Judge

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

**NONDISCLOSURE AGREEMENT  
For Case No. \_\_\_\_\_**

I, \_\_\_\_\_, have reviewed the Commission's Rule at 4 CSR 240-2.135 on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

I have requested review of the confidential information produced in Case No. \_\_\_\_\_ on behalf of \_\_\_\_\_.

I hereby certify that:

- (a) Only employees of a party that are acting as an expert for that party or that have been retained for this case as an outside expert for that party may receive confidential information;
- (b) An employee is a person in the service of his or her employer whose services are controllable by the employer.
- (c) I am an employee of \_\_\_\_\_ [state name of intervenor] acting as its expert and/or its employee who intends to file testimony in this docket, or I am an outside expert for [state name of intervenor] retained to provide expert consultation or testimony in this docket;  
and
- (d) I have read and agree to abide by the Commission's Rule at 4 CSR 240-2.135.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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

\_\_\_\_\_  
Employer

\_\_\_\_\_  
Party

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
E-mail Address

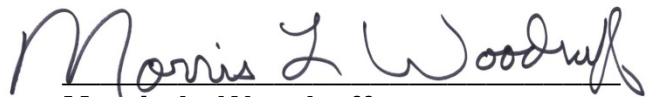
**STATE OF MISSOURI**

**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 1<sup>st</sup> day of November 2017.**



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

## **MISSOURI PUBLIC SERVICE COMMISSION**

**November 1, 2017**

**File/Case No. EO-2018-0038**

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

***Sincerely,***

A handwritten signature in dark ink, reading "Morris L. Woodruff". The signature is fluid and cursive, with the first name "Morris" being the most prominent.

**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.