

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 Permission	)	
and Approval and Certificates of Public	)	<u>Case No. EA-2026-0226</u>
Convenience and Necessity for a Natural Gas	)	
Electrical Generation Facility	)	

PROTECTIVE ORDER

Issue Date: August 21, 2026

Effective Date: August 21, 2026

On July 24, 2026, Union Electric Company d/b/a Ameren Missouri filed an application seeking an order granting a Certificate of Convenience and Necessity (CCN) to construct an approximately 2,100 megawatt (MW) natural gas-fired electric generation facility at the site of Ameren Missouri's existing Sioux Energy Center in West Alton, Missouri. On the same day, Ameren Missouri also filed a *Motion for Protective Order* (Motion), requesting a protective order under Commission Rule 20 CSR 4240-2.135 allowing it to designate certain information as "Highly Confidential" and "Highly Confidential Highly Sensitive".

The Motion explained that the information sought to be protected includes responses to various various bid specifications, responses to requests for proposals, and Ameren Missouri's analyses of these responses. Other information sought to be protected included certain agreements (and documents reflecting the terms of such agreements) regarding the projects, and testimony regarding the specific terms and conditions, various cost and pricing information. The Motion included exemplar nondisclosure forms for access to Confidential and Highly Confidential/Highly Confidential Highly Sensitive information.

Commission rules provide for ten days to respond to any filing.¹ No responses were received. The Commission finds the unopposed Motion reasonable and will grant it.

THE COMMISSION ORDERS THAT:

- 1) Ameren Missouri's request for a protective order is granted as follows;
 - a) Materials and information divulged by Ameren Missouri shall be considered to be "Highly Confidential" or "Highly Confidential Highly Sensitive" if so designated at the time of disclosure.
 - b) With regard to entities and individuals other than 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 attorneys and/or to such outside consultants who have executed a Commission Nondisclosure Agreement. No "Highly Confidential" or "Highly Confidential Highly Sensitive" information shall be provided directly or indirectly to any non-attorney party employee or other individual.
 - ii) Persons afforded access to materials or information designated "Highly Confidential" or "Highly Confidential Highly Sensitive" 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 "Highly Confidential" or "Highly Confidential Highly Sensitive" in the possession of any entity or person, as well as any notes pertaining to such information, shall be returned to the designating party or destroyed upon the conclusion of the referenced case.
 - c) If a party disagrees with the "Highly Confidential" or "Highly Confidential Highly Sensitive" designation of any information, the party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240-2.090(8). If the party exhausts

¹ 20 CSR 4240-2.080(13).

these dispute resolution procedures, the party may file a motion challenging the designation.

2) All persons authorized to access “Confidential” information in this case shall complete the nondisclosure agreement attached to this order as Exhibit A.

3) All persons authorized to access “Highly Confidential/Highly Confidential Highly Sensitive” information in this case shall complete the nondisclosure agreement attached to this order as Exhibit B.

4) This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell".

Nancy Dippell
Secretary

Charles Hatcher, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,
on this 21st day of August, 2026.

NONDISCLOSURE AGREEMENT

For Case No.: EA-2026-0226

(To Access Confidential Information)

I, _____, have reviewed the Commission's Rule at 20 CSR 4240-2.135 on the _____ day of _____, 2026.

I have requested review of the confidential information produced in Case No. EA-2026-0226 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 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 20 CSR 4240-2.135.

Dated this _____ day of _____, 2026.

Signature & Title

Employer

Party

Address

Telephone

E-Mail Address

NONDISCLOSURE AGREEMENT

For Case No.: EA-2026-0226

(To Access Highly Confidential and Highly Confidential
Highly Sensitive Information)

I, _____, have reviewed the Commission's Rule at 20 CSR 4240-2.135 on the
____ day of _____, 2026.

I have requested review of the highly confidential information produced in Case No.
EA-2026-0226 on behalf of _____.

I hereby certify that:

- (a) Only an outside expert retained by a party in this case may receive highly
confidential information;
- (b) I am an employee of _____ acting as an
outside expert for [state name of intervenor] _____ retained to provide
expert consultation or testimony in this docket; and
- (c) I have read and agree to abide by the Commission's Rule at 20 CSR 4240-2.135
and all terms of the Protective Order issued by the Commission in this docket.

Dated this _____ day of _____, 2026.

Signature & Title

Employer

Party

Address

Telephone

E-Mail Address

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

Pursuant to 386.290, RSMo., 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 21st day of August, 2026.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

August 21, 2026

Case No: EA-2026-0226

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).¹

Sincerely,

A handwritten signature in black ink that reads "Nancy Dippell". The script is cursive and fluid, with the first letters of the first and last names being capitalized and prominent.

Nancy Dippell
Secretary

1

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