### BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

In the Matter of the Application of Union Electric ) Company d/b/a Ameren Missouri for Permission ) and Approval and a Certificate of Convenience and ) Necessity Authorizing it to Construct a Wind ) Generation Facility )

Case No. EA-2018-0202

## THE MISSOURI DEPARTMENT OF CONSERVATION'S OBJECTION TO THE SECOND NONUNANIMOUS STIPULATION AND AGREEMENT

COMES NOW the Missouri Department of Conservation and within the seven days allotted by rule 4 CSR 240-2.115(2)(B), hereby objects to the Non-Unanimous Stipulation and Agreement of Ameren Missouri, the Staff of the Public Service Commission, Renew Missouri, and MIEC filed on September 24, 2018. The Missouri Department of Conservation opposes this settlement agreement on the following grounds:

#### Paragraph 10 – Wildlife

• The Second Nonunanimous Stipulation and Agreement does not include any operational measures to lessen the impact on wildlife or monitoring provisions to inform the Department, the Commission and the public about the impact of the project. Such measures and provisions would ensure the Department is able to fulfill its Constitutional mission to control, manage, restore, conserve and regulate the bird, fish, game, forestry and wildlife resources of the

state. See Article IV, Section 40(a) et seq.

WHEREFORE, the Missouri Department of Conservation respectfully

submits its Objection to the Second Nonunanimous Stipulation and Agreement.

Respectfully submitted,

ELLINGER AND ASSOCIATES, LLC

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## MISSOURI DEPARTMENT OF CONSERVATION

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# **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served upon all of the parties of record or their counsel, pursuant to the Service List maintained by the Data Center of the Missouri Public Service Commission, on this 27<sup>th</sup> day of September, 2018.

/s/ Stephanie S. Bell

Stephanie S. Bell