

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

Application of Union Electric Company     )  
d/b/a AmerenUE for Authorization to     )  
Manage its Nitrogen Oxide (NOx)     )  
Emission Allowance Inventory     )

**File No. EO-2010-0149**

**STAFF RESPONSE TO COMMISSION ORDER**

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”) and respectfully states as follows:

1. On November 19, 2009, Union Electric Company d/b/a AmerenUE (“AmerenUE” or “Company”) filed with the Commission an Application seeking an Order authorizing AmerenUE’s plan for the management, sale, exchange, transfer or other disposition of the Company’s nitrogen oxide emission allowances.

2. AmerenUE states at paragraph 9 in its Application as follows:

NO<sub>x</sub> Allowances are similar in many respects to SO<sub>2</sub> allowances in that both of them can be utilized to comply with emission limits (for NO<sub>x</sub> and SO<sub>2</sub>, respectively) applicable to the Company’s power plants. Consequently, it would be appropriate to track costs and revenues associated with NO<sub>x</sub> Allowances in the proposed ECRM, as is being proposed in the pending rate case for SO<sub>2</sub> allowances.

3. On January 12, 2010, the Commission granted Staff until January 19, 2010 to file a pleading indicating when Staff will be able to file its Recommendation in this proceeding.

4. Staff, AmerenUE, and the Public Counsel have discussed this application, and have determined that it would be productive for the parties to meet prior to the Staff filing its Recommendation, in order for the parties to gain a more complete understanding of AmerenUE’s

proposed nitrogen oxide emission allowance management. Meetings with both AmerenUE and the Office of the Public Counsel are being coordinated with AmerenUE's pending rate case (Case No. ER-2010-0036).

5. The Staff currently anticipates that it should be able to file a Recommendation by April 9, 2010.

6. The other parties to this case, AmerenUE and the Public Counsel, have been contacted, and both support the April 9, 2010 filing date.

WHEREFORE, the Staff respectfully states that it will be able to file its Recommendation in this proceeding by April 9, 2010.

Respectfully submitted,

/s/ Sarah Kliethermes

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### **CERTIFICATE OF SERVICE**

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

/s/ Sarah Kliethermes