

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

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| In the Matter of the Second Prudence Review |) | |
| of Costs Subject to the Commission- |) | |
| Approved Fuel Adjustment Clause of |) | Case No. EO-2012-0074 |
| Union Electric Company d/b/a Ameren Missouri. |) | |

AMEREN MISSOURI'S RESPONSE TO ORDER DIRECTING FILING

COME NOW Union Electric Company d/b/a Ameren Missouri (Ameren Missouri or Company), and hereby submits this response to the Commission's June 11, 2013 *Order Directing Filing* as follows:

1. The Commission's Order directs the parties to indicate how the Commission should proceed given the Missouri Court of Appeals May 14, 2013 opinion in Case No. WD75403, which was Ameren Missouri's appeal of the Commission's decision in Ameren Missouri's first fuel adjustment clause (FAC) prudence review case.
2. Given the Court of Appeals opinion, the Commission should issue a Report and Order in the above-captioned case requiring Ameren Missouri to refund to customers through its next FAC adjustment filing the sum of \$23,042,791, with interest thereon at the Company's short-term borrowing rate from and after June 1, 2011.
3. The \$23,042,791 reflects the Staff's calculation of the margins under the two contracts at issue in this case and interest through June 1, 2011 (\$26,342,791), less the \$3.3 million of margins under those contracts that the Company has already credited to customers via the "W" factor formerly in effect in its FAC tariff. The Company demonstrates, based on the record in this case, that the Company has already refunded \$3.3 million of these contract margins

through its FAC at pages 41-42 of its initial post-hearing brief and at pages 13-16 of its reply brief.

WHEREFORE, the Company hereby submits this response to the Commission's *Order Directing Filing*.

Respectfully submitted,

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**Attorneys for Union Electric Company d/b/a
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Dated: June 21, 2013

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was served via e-mail on all counsel of record this 21st day of June, 2013.

/s/ James B. Lowery