

**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 of a Certificate of Public Convenience and	)	<b><u>File No. EA-2016-0208</u></b>
Necessity Authorizing it to Offer a Pilot Distributed	)	
Solar Program and File Associated Tariff.	)	

**NOTICE OF AMENDED AGREEMENT**

COME NOW the Office of the Public Counsel (“OPC” or “Public Counsel”) and Union Electric Company d/b/a Ameren Missouri (“Ameren Missouri”), and hereby give notice that they have amended their previous agreement related to Ameren Missouri’s Solar Partnership Pilot (Case No. EA-2016-0208) and Public Counsel’s appeal (Western District Court of Appeals Case No. WD80542).

**BACKGROUND**

Ameren Missouri and Public Counsel previously agreed to resolve Public Counsel’s appeal of Ameren Missouri Solar Partnership Pilot as follows:

- OPC will dismiss its appeal of the case with prejudice;
- Ameren Missouri will use the certificate issued in this docket only to complete one named project with a capital investment not to exceed \$2 million;<sup>1</sup>
- Ameren Missouri will not use the certificate issued in Case No. EA-2016-0208 as authorization for any additional Solar Partnership project;
- Ameren Missouri will file an application for a new certificate of convenience and necessity for each future Solar Partnership Pilot project, and will provide the specific location of the project prior to the Commission issuing an order reflecting its final decision.

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<sup>1</sup> Although the project specifics have been determined, the customer participating in this Solar Partnership project has not yet been publicly announced. Accordingly, that customer is not named in this notice.

Subsequently, Ameren Missouri identified additional costs related to the project's installation, and approached Public Counsel about increasing the cost cap. Specifically, Ameren Missouri initially estimated the cost of the project based on costs that it has incurred for ground-mounted solar installations. However, the panels on roof-mounted solar facilities such as those being used for this project are approximately twice as dense, produce approximately twice as much solar power, and cost approximately twice as much to install. As a consequence, the low-cost proposal Ameren Missouri received after issuing an RFP for this project indicates that the cost of installation will be approximately \$4 million. After discussions regarding the corrected estimates and their associated overall project cost increase,<sup>2</sup> the Company and Public Counsel agreed to amend the *Notice of Agreement and Dismissal of Appeal*. Specifically, the Ameren Missouri and OPC agree to amend one of the existing terms of the agreement, and to add a new term:

- The amended term,<sup>3</sup> regarding the capital investment limitation, should now read as follows:
  - Ameren Missouri will use the certificate issued in this docket only to complete one named project, and will not request recovery for capital investment costs in excess of \$4 million associated with that project.
- The new term is as follows:
  - Ameren Missouri will make a charitable contribution of \$50,000 by August 31, 2017, to CoolDownStLouis.org to be used to pay utility bills of low income customers.<sup>4</sup> The Company will not seek recovery of this contribution in any subsequent rate case, nor will the contribution be offset by any other contributions

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<sup>2</sup> Please see the attached confidential documents shared during the referenced discussions.

<sup>3</sup> The term being amended is the second bullet point appearing in the *Notice of Agreement and Dismissal of Appeal*, which has also been included for background purposes on page 1 of this *Notice of Amended Agreement*.

<sup>4</sup> LIHEAP assistance funds have rapidly depleted due to summer heat in the Company's service territory. CoolDownStLouis.org partners with agencies across Ameren Missouri's service territory to disseminate money in areas with the greatest need for assistance.

the company has made or will make. The Company will provide documentation to Public Counsel of the contribution and the date it was made as soon as practical.

All other terms of the agreement contained in the *Notice of Agreement and Dismissal of Appeal* remain unchanged.

Wherefore, Ameren Missouri and OPC submit this notice jointly for the Commission's information.

Respectfully submitted:

OFFICE OF THE PUBLIC COUNSEL

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UNION ELECTRIC COMPANY  
D/B/A AMEREN MISSOURI

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record this 24<sup>th</sup> day of August, 2017:

/s/ Paula N. Johnson

EA-2016-0208  
ATTACHMENTS HAVE  
BEEN MARKED  
CONFIDENTIAL IN  
THEIR ENTIRETY

PER 4 CSR 240-2.135 (2)(A)(3)(4)

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