

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 14th day of
April, 2010.

In the Matter of Union Electric Company, d/b/a)	<u>File No. ER-2010-0036</u>
AmerenUE's Tariffs to Increase Its Annual)	Tariff No. YE-2010-0054
Revenues for Electric Service)	

**ORDER APPROVING SECOND STIPULATION AND AGREEMENT,
THIRD STIPULATION AND AGREEMENT, AND MARKET ENERGY
PRICES STIPULATION AND AGREEMENT**

Issue Date: April 14, 2010

Effective Date: April 14, 2010

On March 22, 2010, during the hearing of this case, Staff, Public Counsel, AmerenUE, and MIEC filed a second nonunanimous stipulation and agreement that would resolve multiple issues regarding AmerenUE's request for a rate increase. On March 24, Staff, Public Counsel, AmerenUE, MIEC, AARP/Consumers Council, and the Missouri Retailers Association filed a third nonunanimous stipulation and agreement that would resolve the issue regarding AmerenUE's low-income customers. On March 25, Staff, AmerenUE, and MIEC filed a market energy prices nonunanimous stipulation and agreement that establishes several inputs for the production cost modeling used in this case. Each stipulation and agreement reflects the agreement of the signatory parties regarding issues that would otherwise have been the subject of testimony presented to the Commission at the evidentiary hearing.

Each stipulation and agreement is nonunanimous in that none was signed by all parties. However, Commission rule 4 CSR 240-2.115(2) provides that other parties have seven days in which to object to a nonunanimous stipulation and agreement. If no party

files a timely objection to a stipulation and agreement, the Commission may treat it as a unanimous stipulation and agreement. More than seven days have now passed since each stipulation and agreement was filed and no party has objected. Therefore, the Commission will treat each stipulation and agreement as a unanimous stipulation and agreement.

After reviewing the stipulations and agreements and having questioned the parties at an on-the-record proceeding held on April 12, the Commission finds that each stipulation and agreement should be approved as a resolution of the issues addressed by that stipulation and agreement. In approving these stipulations and agreements, the Commission is accepting the agreement of the parties to resolve these particular issues in this particular case. The Commission is not endorsing any particular position regarding these issues and its approval of these stipulations and agreements should not be interpreted as such an endorsement in any future case.

THE COMMISSION ORDERS THAT:

1. The Second Nonunanimous Stipulation and Agreement, filed on March 22, 2010, is approved as a resolution of the issues addressed in that stipulation and agreement. A copy of the stipulation and agreement is attached to this order.
2. The signatory parties are ordered to comply with the terms of the stipulation and agreement.
3. The Third Nonunanimous Stipulation and Agreement, filed on March 24, 2010, is approved as a resolution of the issues addressed in that stipulation and agreement. A copy of the stipulation and agreement is attached to this order.
4. The signatory parties are ordered to comply with the terms of the stipulation and agreement.

5. The Market Energy Prices Nonunanimous Stipulation and Agreement, filed on March 25, 2010, is approved as a resolution of the issues addressed in that stipulation and agreement. A copy of the stipulation and agreement is attached to this order.

6. The signatory parties are ordered to comply with the terms of the stipulation and agreement.

7. This order shall become effective on April 14, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett, Gunn,
and Kenney, CC., concur.

Woodruff, Chief Regulatory Law Judge