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 an Order Authorizing the Issue and Sale of Additional Long-term Indebtedness.

Case No. EF-2023-0151

RESPONSE TO OPC'S RESPONSE TO AMEREN MISSOURI'S COMPLIANCE FILING

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COMES NOW Union Electric Company d/b/a Ameren Missouri ("Ameren Missouri" or the "Company") and, in response to the Missouri Public Service Commission's Order Directing filing, files its *Response to Office of Public Counsel's Response to Ameren Missouri's Compliance Filing* and states as follows:

1. On June 13, 2023, the Office of Public Counsel ("OPC") filed a Reply to Ameren Missouri's Compliance filing and noted Ameren Missouri complied with the Missouri Public Service Commission's ("Commission") rules and identified material deemed as confidential. OPC, however, notes that Ameren Missouri still did not describe how all, or even any part, of the information in those resolutions contain trade secrets. OPC Motion at page 1, para. 2.

2. The Commission issued its Order Directing Filing on February 26, 2024. Ameren Missouri agrees that it made an oversight with its Compliance Filing and did not provide an explanation of why the resolutions are considered confidential. In response to the Commission's directive, the Company will do so here.

3. The Company has a reasonable basis to request that the documents remain confidential because Ameren Missouri keeps its Board of Directors' resolutions confidential, which contain a compilation of strategies and process to operate Ameren Missouri. Ameren Missouri does not publicly disclose this information because the Company derives potential independent economic value in keeping the Company's strategic plans and its processes confidential so that competitors, vendors, and lenders among others do not derive economic value from the disclosure. The Company's efforts to maintain the secrecy of the Company's plans are reasonable under the circumstances.

4. Ameren Missouri understands that it is publicly known that the Company has authorization from the Commission to issue financing bonds, but the Board of Directors' resolution contains more than an authorization to effectuate the financing. The resolution contains information regarding the process by which the Company will conduct the financing and Ameren Missouri does not publicly disclose this process. The process by which Ameren Missouri conducts its financing is a reasonable basis for the Commission to grant confidential protection to the compliance filing.

5. Based on the foregoing, the Company respectfully requests the Commission accept the amended compliance filing, accept the response to the OPC's motion, and deny OPC's request that the compliance filing be made public.

WHEREFORE, Ameren Missouri requests that the Commission accept the response to the Commission's Order and accept the compliance filing in this matter and accord confidential treatment to the compliance filing.

Respectfully Submitted,

<u>/s/ Jennifer S. Moore</u> Jennifer S. Moore, MO Bar No. 75056 Senior Corporate Counsel P.O. Box 66149, MC 1310 St. Louis, MO 63166-6149 (314) 564-7231 (phone) (314) 554-4014 (fax) amerenmoservice@ameren.com

ATTORNEY FOR UNION ELECTRIC COMPANY d/b/a AMEREN MISSOURI

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted electronically to all counsel of record this 11th day of March, 2024.

<u>/s/ Jennifer S. Moore</u> Jennifer S. Moore