

144 FERC ¶ 62,069
FEDERAL ENERGY REGULATORY COMMISSION
Washington, D.C. 20426

OFFICE OF ENERGY MARKET REGULATION

In Reply Refer To:
Ameren Energy
Generating Company, et al.,
Docket No. EC13-93-000

July 26, 2013

Mr. William B. Conway Jr.
Mr. Jerry L. Pfeffer
Skadden, Arps, Slate, Meagher & Flom LLP
1440 New York Avenue, N.W.
Washington, D.C. 20005

Mr. Daniel L. Larcamp
Mr. Christopher R. Jones
Troutman Sanders LLP
401 9th Street, N.W. Suite 1000
Washington D.C. 20004

Reference: Application For Authorization Under Section 203 of the Federal Power Act

Dear Gentlemen:

On April 16, 2013, you filed an application on behalf of Ameren Energy Generating Company, AmerenEnergy Resources Generating Company, Ameren Energy Marketing Company, Electric Energy, Inc., AmerenEnergy Medina Valley Cogen, L.L.C. and Dynegy, Inc., pursuant to section 203(a)(1) and 203(a)(2) of the Federal Power Act¹ for authorization of a disposition of jurisdictional assets and merger. Please be advised that to process your filing and pursuant to 18 C.F.R § 33.10, the Commission requires further information to analyze the application as described below.

¹ 16 U.S.C. § 824 (2006).

Information request regarding effect on rates:

1. On pages 36-37 of the Application, you describe wholesale sales contracts for capacity and energy with the Missouri Joint Municipal Electric Commission and the Illinois Municipal Electric Agency. Please provide copies of these agreements to the Commission. If you wish you may seek to have this information filed pursuant to 18 C.F.R. § 388.112.

Information request regarding effect on competition:

2. As part of the horizontal market power analysis, you submitted a study of the simultaneous transmission import limits for both the existing Midcontinent Independent System Operator, Inc. (MISO) market as well as the expanded future MISO market. Commission staff finds the studies to be incomplete, in that all the 100 kV and above transmission elements in the first-tier areas were not monitored. Please resubmit the study monitoring all the 100 kV and above transmission elements in the first-tier areas.
3. If the rerun simultaneous transmission import limits study produces different results, please resubmit the delivered price test analysis for the following cases:
 - Economic Capacity (Base Case) MISO
 - Economic Capacity (Base Case) MISO + Southern
 - Economic Capacity (5000 MW Coal Retired) MISO
 - Economic Capacity (5000 MW Coal Retired) MISO + Southern

 - Available Economic Capacity (Base Case) MISO – Traditional LSE Dispatch
 - Available Economic Capacity (Base Case) MISO +Southern – Traditional LSE Dispatch
 - Available Economic Capacity (5000 MW Coal Retired) MISO
 - Available Economic Capacity (5000 MW Coal Retired) MISO + Southern

The information requested in this letter will constitute an amendment to the application. A notice of amendment will be issued upon receipt of your response. Accordingly, you are directed to submit a form of notice of amendment to the filing pursuant to §33.6 of the Commission's regulations.

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This letter is issued pursuant to the authority delegated to the Director, Division of Electric Power Regulation – West, under 18 C.F.R. § 375.307(n)(2) and is interlocutory. This order is not subject to rehearing pursuant to 18 C.F.R. § 385.713. Please file the requested information within fourteen days of this letter. Documents filed with the Commission for which confidentiality is sought may be filed under the provisions of 18 C.F.R. § 388.112.

Please submit seven copies of your response. Six copies should be sent to:

Office of the Secretary
Federal Energy Regulatory Commission
888 First Street, N.E.
Washington, D.C. 20426

The seventh copy and a copy of any discs with privileged material should be directed to:

Federal Energy Regulatory Commission
Attn: Eric Olesh
Office Number: 92-26
Office of Energy Market Regulation
888 First Street, N.E.
Washington, D.C. 20426

In addition, please provide a copy of the response to all parties that have either requested or been granted intervention in this proceeding. Pending receipt of the above information, a filing date will not be assigned to the filing. Failure to respond to this letter within the time period specified may result in an order rejecting the filing.

Sincerely,

Steve P. Rodgers, Director
Division of Electric Power
Regulation – West

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