

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 34435

AMEREN ENERGY GENERATING COMPANY–CONSTRUCTION
AND OPERATION EXEMPTION–IN COFFEEN AND WALSHVILLE, IL

Decided: May 5, 2004

By petition filed on February 5, 2004, Ameren Energy Generating Company (AEGC), a wholly owned subsidiary of Ameren Corporation (Ameren), on behalf of itself and its soon-to-be formed railroad subsidiary,¹ seeks an exemption under 49 U.S.C. 10502 from the prior approval requirements of 49 U.S.C. 10901 for AEGC to construct and its railroad subsidiary to operate an approximately 13-mile rail line between Ameren's Coffeen Power Plant near Coffeen, IL, to connections with the Union Pacific Railroad Company and The Burlington Northern and Santa Fe Railway Company near Walshville, IL.

The petition for exemption raises issues that require consideration by the Board. By this decision, the Board is instituting a proceeding under 49 U.S.C. 10502(b).

It is ordered:

1. Under 49 U.S.C. 10502(b), a proceeding is instituted.

¹ Through a wholly owned subsidiary, Ameren ERC, Inc., Ameren controls the Missouri Central Railroad Company (MCRR). See Ameren Corporation–Control Exemption–Missouri Central Railroad Company, STB Finance Docket No. 33805 (STB served Nov. 5, 1999). In addition, Ameren owns 60% of Electric Energy, Inc. (EEI), an exempt wholesale generator with 1,087 megawatts of capacity. Through EEI, Ameren controls the Joppa & Eastern Railroad (JERR). Ameren stated that it would seek authority to control MCRR, JERR, and the new railroad in a subsequent filing with the Board under 49 CFR 1180.2(d)(2). The new company has now been identified as Coffeen and Western Railroad Company. On April 15, 2004, Ameren filed a notice of exemption for authorization for that control in Ameren Corporation–Control Exemption–Coffeen and Western Railroad Company, STB Finance Docket No. 34498.

2. This decision is effective on its service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary