

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of The Empire District Electric)
Company of Joplin, Missouri for Authority)
to File Tariffs Increasing Rates for Electric) Case No. ER-2011-_____
Service Provided to Customers in the)
Missouri Service Area of the Company)

EMPIRE’S NOTICE OF INTENDED CASE FILING

COMES NOW The Empire District Electric Company (“Empire”), by and through counsel, and files this Notice of Intended Case Filing. In this regard, Empire respectfully states as follows to the Missouri Public Service Commission (the “Commission”):

1. Empire is a Kansas corporation with its principal office and place of business at 602 Joplin Street, Joplin, Missouri, 64802. Empire is qualified to conduct business and is conducting business in Kansas as well as in the states of Missouri, Arkansas and Oklahoma. Empire is engaged, generally, in the business of generating, purchasing, transmitting, distributing and selling electric energy in portions of said states. Empire also provides water service and, through its subsidiary, natural gas distribution service in Missouri. Empire's Missouri operations are subject to the jurisdiction of the Commission as provided by law.

2. Commission Rule 4 CSR 240-4.020, published in the Code of State Regulations on June 30, 2010, and to take effect on July 30, 2010, provides, in part, as follows:

(2) Any regulated entity that intends to file a case likely to be a contested case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission.

Empire is filing this Notice of Intended Case Filing prior to the effective date of the new rule in order to allow for a full 60 days’ notice prior to the filing of the intended case.

3. It is Empire’s intent to file revised tariffs designed to increase its rates for electric service provided to its Missouri customers as early as mid-September of 2010, after the

implementation of the revised tariffs that are the subject of Empire's pending electric rate case, Case No. ER-2010-0130. It is likely that the revised tariff sheets to be filed by Empire in mid-September will be suspended by the Commission and that a contested case before the Commission will result which will address all factors concerning the rates for electric service to be charged by Empire. This tariff filing will be the "Iatan 2" rate case filing contemplated by section III.D.7 of the Stipulation and Agreement that was approved by the Commission in Case No. EO-2005-0263 (Empire's Regulatory Plan).

WHEREFORE, Empire submits to the Commission and its Secretary this Notice of Intended Case Filing.

Respectfully submitted,

/s/ Diana C. Carter

James C. Swearengen MBE #21510

Diana C. Carter MBE #50527

BRYDON, SWEARENGEN & ENGLAND P.C.

312 E. Capitol Avenue

P. O. Box 456

Jefferson City, MO 65102

Phone: (573) 635-7166

Fax: (573) 634-7431

DCarter@brydonlaw.com

ATTORNEYS FOR THE EMPIRE
DISTRICT ELECTRIC COMPANY