

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

In the Matter of The Empire District)
Electric Company's Request for)
Authority to File Tariffs Increasing) Case No. ER-2019-0374
Rates for Electric Service Provided)
To Customers in its Missouri)
Service Area)

STAFF'S DISCOVERY CONCERNS

COMES NOW the Staff of the Missouri Public Service Commission, by and through counsel, and for its *Discovery Concerns* in this matter hereby states:

1. The Commission issued an *Order Setting Procedural Schedule and Other Procedural Requirements* on October 17, 2019. In that Order the Commission requested that any party with a discovery concern should file a brief statement of the concern no less than two business days prior to the ordered discovery conferences. Parties to this matter have a discovery conference scheduled for January 8 at 1 p.m. Staff now raises its discovery concerns and asks to be included in the scheduled Discovery Conference.

2. Staff requested in a data request certain information regarding The Empire District Electric Company's incentive compensation program. Empire responded to that data request, however, Staff asked some clarifying questions regarding the response to which Staff has not yet received answers. Additionally, Staff requested in a data request certain information regarding Empire's input data used for weather normalization, but did not receive the information in the correct

format. Staff asks the Commission to recognize these insufficiencies and to permit the matters to be discussed at the scheduled discovery conference.

WHEREFORE, Staff prays that the Commission will accept *Staff's Discovery Concerns*; will permit it to present its discovery concerns at the discovery conference scheduled for January 8 at 1 p.m.; and will grant such other and further relief as the Commission considers just in the circumstances.

/s/ Whitney Payne

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal Mail, postage prepaid, on this 6th day of January, 2020, to all counsel of record.

/s/Whitney Payne