

LAW OFFICES  
**BRYDON, SWEARENGEN & ENGLAND**

PROFESSIONAL CORPORATION

312 EAST CAPITOL AVENUE

P. O. BOX 456

JEFFERSON CITY, MISSOURI 65102-0456

TELEPHONE (573) 635-7166

FACSIMILE (573) 635-3847

E-MAIL: DUFFY@BRYDONLAW.COM

DAVID V.G. BRYDON  
JAMES C. SWEARENGEN  
WILLIAM R. ENGLAND, III  
JOHNNY K. RICHARDSON  
GARY W. DUFFY  
PAUL A. BOUDREAU  
SONDRA B. MORGAN  
CHARLES E. SMARR

DEAN L. COOPER  
MARK G. ANDERSON  
GREGORY C. MITCHELL  
BRIAN T. MCCARTNEY  
BRIAN K. BOGARD  
DIANA C. FARR  
JANET E. WHEELER

OF COUNSEL  
RICHARD T. CIOTTONI

July 22, 2002

Mr. Dale Hardy Roberts  
Executive Secretary  
Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**FILED<sup>2</sup>**  
JUL 22 2002  
Missouri Public  
Service Commission


**RE:** Empire District Case No. ET-2002-1058

Dear Mr. Roberts:

Enclosed for filing in the above-referenced proceeding please find an original and eight copies of a Motion to Extend Time for Response.

If you have any questions, please give me a call.

Sincerely yours,



Gary W. Duffy

Enclosures

cc w/encl:

John Coffman, Office of Public Counsel  
Denny Frey, Office of the General Counsel  
Mike Palmer

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

**FILED<sup>2</sup>**  
JUL 22 2002  
Missouri Public  
Service Commission

In the Matter of The Empire District Electric     )  
Company's Proposed Changes to Extension     )  
Rules and Charges to New Customers     )

Case No. ET-2002-1058

**MOTION TO EXTEND TIME FOR RESPONSE**

Comes now The Empire District Electric Company ("Empire"), by and through its counsel, and for its motion respectfully states as follows:

1. On June 4, 2002, the Commission issued an "Order Granting Extension of Time to File Response." It moved the deadline for a response to the Staff's motion to consolidate this case with the pending rate case (Case No. ER-2002-424) from May 23, 2002 to July 22, 2002. Empire made the original motion because the parties were exploring settlement possibilities regarding the wording of the tariff sheets regarding extension of electric service at issue.

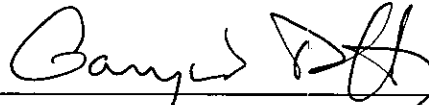
2. This motion asks the Commission to extend the deadline for another 30 days. Both the Office of the Public Counsel and the Staff have been consulted regarding the filing of this motion and have indicated no opposition.

3. Empire has been meeting with representatives of the Staff and the Public Counsel during the previous extension regarding changes to the wording of the tariff sheets and draft proposals have been provided for the consideration of the Staff and Public Counsel. Empire believes that progress has been made and that the additional time will be useful and is needed to determine if a final resolution can be reached.

WHEREFORE, Empire requests that the deadline for responses to Staff's motion

to consolidate be moved from July 22, 2002 to August 21, 2002.

Respectfully submitted,

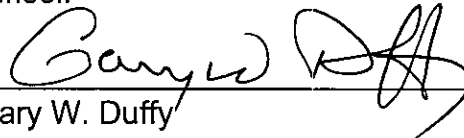


Gary W. Duffy MoBar #24905  
Brydon, Swearngen & England, P.C.  
312 East Capitol Avenue  
P.O. Box 456  
Jefferson City, MO 65102-0456  
573-635-7166 (telephone)  
573-635-3847 (fax)  
Email: [Duffy@Brydonlaw.com](mailto:Duffy@Brydonlaw.com)

ATTORNEYS FOR THE  
EMPIRE DISTRICT ELECTRIC COMPANY

#### Certificate of Service

The undersigned certifies that a true and correct copy of the foregoing motion was served by hand delivery this 22<sup>nd</sup> day of July 2002 upon the Office of the Public Counsel and the Office of the General Counsel.



Gary W. Duffy