

# **BEFORE THE PUBLIC SERVICE COMMISSION**

## **OF THE STATE OF MISSOURI**

In the Matter of the Tariff Filing of The Empire )  
District Electric Company of Joplin, Missouri )  
to Implement a General Rate Increase for )  
Retail Electric Service Provided to Customers )  
in the Missouri Service Area of the Company )

**Case No. ER-2006-0315**

### **ORDER SETTING HEARING**

Issue Date: October 24, 2006

Effective Date: October 24, 2006

On February 1, 2006, The Empire District Electric Company applied to the Commission for authority to file tariffs increasing rates for electric service provided to customers in the Missouri Service Area of the Company. The Commission, in addition to holding two local public hearings, held a several-day hearing for the purpose of cross-examination of witnesses, all of whom pre-filed testimony.

It has come to the attention of the Commission that Parties require further opportunity to cross-examine witnesses on certain issues that were mistakenly believed to be uncontested. Therefore, the Commission will re-convene the hearing in this matter at 9:30, Tuesday, October 31, 2006 for the limited purpose of allowing Parties to cross-examine witnesses on the subjects of corporate allocations, regulatory plan amortizations and any true-up testimony. Following the cross-examinations, Parties will have the opportunity to make closing arguments on these three topics, in lieu of further briefs.

**IT IS ORDERED THAT:**

1. Therefore, the Commission will re-convene the hearing in this matter at 9:30 a.m., Tuesday, October 31, 2006 in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

2. Parties will be limited to cross-examination of witnesses who offered pre-filed testimony on the subjects of corporate allocations, regulatory plan amortizations and true-up testimony.

3. The order of cross-examination will take place as set forth in the List of Issues filed by Staff, on August 28, 2006.

4. The order of witnesses for corporate allocations will be as follows: The Empire District Electric Company; and the Staff of the Commission.

5. The order of witnesses for regulatory plan amortizations will be as follows: Empire; Staff; the Office of the Public Counsel; Kansas City Power & Light; Praxair, Inc. and Explorer Pipeline Company.

6. The order of witnesses for true-up testimony will be as follows: Empire; Staff; the Office of the Public Counsel; Praxair and Explorer.

7. Parties will have the opportunity to make closing arguments on these three topics, in lieu of further briefs.

8. This order shall become effective on October 24, 2006.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

(S E A L)

Colleen M. Dale, Chief Regulatory Law Judge, by  
delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 24th day of October, 2006.