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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

March 10, 2010
Jefferson City, Missouri
Volume 2

In the Matter of the Empire)
District Electric Company of)
Joplin, Missouri For Authority to)
File Tariff Increasing Rates for) File No. ER-2010-0130
Electric Service Provided to)
Customers in the Missouri Service)
Area of the Company)

KENNARD L. JONES, Presiding,
SENIOR REGULATORY LAW JUDGE.

REPORTED BY:
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FOR: City of Joplin.

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FOR: Staff of the Missouri Public
Service Commission.

1 P R O C E E D I N G S

2 JUDGE JONES: This is Case No.
3 ER-2010-0130, in the matter of the Empire District
4 Electric Company of Joplin, Missouri for authority to file
5 a tariff increasing rates for electric service provided to
6 customers in the Missouri service area of the company.

7 My name is Kennard Jones. I'm the
8 presiding judge over this matter. At this time let's take
9 entries of appearances, beginning with Empire.

10 MS. CARTER: Jim Swearngen, Russ Mitten
11 and Diana Carter.

12 JUDGE JONES: You don't have to give your
13 address.

14 MS. CARTER: With Brydon, Swearngen &
15 England, P.C., for the Empire District Electric Company.

16 JUDGE JONES: And Office of Public Counsel.

17 MR. MILLS: Lewis Mills appearing on behalf
18 of the Office of the Public Counsel and the public.

19 JUDGE JONES: And Staff of the Commission.

20 MS. KLIETHERMES: Sarah Kliethermes, Kevin
21 Thompson, Steve Dottheim, Nathan Williams, Jaime Ott and
22 Jennifer Hernandez.

23 JUDGE JONES: Okay. And I'm not going to
24 try to think of who all the intervenors are right now.

25 MR. WOODSMALL: David Woodsmall on behalf

1 of the Midwest Energy Users Association, and Stu Conrad.

2 JUDGE JONES: Mr. Fischer.

3 MR. FISCHER: James Fischer on behalf of
4 Kansas City Power & Light Company.

5 MS. MANGELSDORF: Sarah Mangelsdorf for the
6 Missouri Department of Natural Resources.

7 MR. SCHWARZ: Tim Schwarz, Blitz, Bardgett
8 & Deutsch, for the City of Joplin.

9 JUDGE JONES: Is there anyone else here?
10 As far as you-all know, is anyone absent?

11 (No response.)

12 JUDGE JONES: Okay. Well, I know you-all
13 didn't come here to hear me talk, but I want to throw out
14 just a couple of things real quick. On the proposed
15 procedural schedule, I really didn't even consider
16 timelines on that because I know you-all put a lot of work
17 into getting that done, so I just wrote up an order
18 approving it.

19 But I know that there's a hearing on
20 August 20th on Plum Point, and then immediately thereafter
21 a Report and Order is expected. Well, I don't know if
22 you-all know this, but that Report and Order would have to
23 be done by the 23rd at noon to be on the 25th agenda, not
24 the 27th.

25 So with that in mind, I'm wanting to know

1 if the Plum Point hearing only involves the issue of
2 whether Plum Point is in service or not. Is that the only
3 question that needs to be answered? I see everyone
4 nodding their heads yes.

5 And the other thing is, Empire has filed an
6 application for variance or waiver. Does anyone oppose
7 that? I want to go ahead and get that out of the way if
8 no one opposes. No opposition?

9 (No response.)

10 JUDGE JONES: Okay. That's all I have.
11 Does anyone have anything else they need to discuss on the
12 record before we go off?

13 (No response.)

14 JUDGE JONES: All right. Well, with that,
15 we're off the record.

16 WHEREUPON, the recorded portion of the
17 prehearing conference was concluded.

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C E R T I F I C A T E

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

I, Kellene K. Feddersen, Certified
Shorthand Reporter with the firm of Midwest Litigation
Services, do hereby certify that I was personally present
at the proceedings had in the above-entitled cause at the
time and place set forth in the caption sheet thereof;
that I then and there took down in Stenotype the
proceedings had; and that the foregoing is a full, true
and correct transcript of such Stenotype notes so made at
such time and place.

Given at my office in the City of
Jefferson, County of Cole, State of Missouri.

Kellene K. Feddersen, RPR, CSR, CCR