

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 29th day of
December, 2006.

In the Matter of The Empire District Electric)
Company of Joplin, Missouri for Authority)
to File Tariffs Increasing Rates for Electric)
Service Provided to Customers in the)
Missouri Service Area of the Company)

Case No. ER-2006-0315
Tracking No. YE-2007-0488

**ORDER GRANTING EXPEDITED
TREATMENT AND APPROVING TARIFFS**

Issue Date: December 29, 2006

Effective Date: January 1, 2007

On December 28, 2006, The Empire District Electric Company filed revised tariffs sheets with a proposed effective date of January 27, 2007, and a motion for expedited treatment requesting the Missouri Public Service Commission approve the revised tariffs to be effective January 1, 2007. Empire stated the tariff sheets have been filed in compliance with the Commission's December 21, 2006 Report and Order (Report and Order). On December 28, 2006, the Office of the Public Counsel, Praxair, Inc., and Explorer Pipeline objected to the tariff filings as they do not provide parties an opportunity to review the revised tariffs.

On December 29, 2006, the Staff of the Commission filed its Staff Recommendation. Staff reviewed the filed tariff sheets and recommends the tariff sheets are in compliance with the Commission's Order and supports expedited approval of the tariff sheets, based on certain assumptions set forth in the cover pleading of the

Staff Recommendation. The Commission finds those assumptions to be a reasonable interpretation of the Report and Order.

One of the assumptions concerned a sub-issue under the Regulatory Plan Amortizations issue. The sub-issue was whether the March 31, 2006 discounted present values of the two purchased power contracts should be further adjusted by a 10% risk factor (as proposed by the OPC) or not (as proposed by the Staff). In its resolution of that issue in its Report and Order, the Commission incorrectly found and concluded that there were no remaining disputes concerning the amortizations. The Commission did find the Staff's position to be reasonable, which is the position used in the assumptions used to evaluate the pending tariffs. As that assumption is reasonable, the conclusion that the tariffs comply with the Report and Order is also reasonable and proper. The Report and Order will be clarified to remove language concerning a lack of dispute on this sub-issue and will clarify the meaning of "Staff's position" to include its position on the inappropriateness of further adjustment to the March 31, 2006 discounted present values of the two purchased power contracts.

The Commission has reviewed the proposed tariff sheets and Staff's Memorandum and Recommendation. After considering Staff's recommendation, and for good cause shown pursuant to Section 393.140(11), RSMo 2000, the Commission concludes that the proposed tariff sheets are consistent with the Commission's Report and Order and should be approved to become effective for service rendered on and after January 1, 2007. The Commission further concludes that the requests for delay and further suspension are not reasonable and would preclude Empire from earning the just and reasonable rates the Commission allowed through the Report and Order.

IT IS ORDERED THAT:

1. The Motion for Expedited Treatment filed by The Empire District Electric Company is granted.

2. The proposed electric service tariff sheets submitted under Tariff File No. YE-2007-0488 on December 28, 2006, by The Empire District Electric Company for the purpose of increasing rates for retail electric service to customers are hereby approved.

The specific sheets approved are:

P.S.C. Mo. No. 5, Section A

21st Revised Sheet No. 1, Canceling 20th Revised Sheet No. 1

P.S.C. Mo. No. 5, Section B

2nd Revised Sheet No. 1, Canceling 1st Revised Sheet No. 1

1st Revised Sheet No. 2, Canceling Original Sheet No. 2

1st Revised Sheet No. 3, Canceling Original Sheet No. 3

1st Revised Sheet No. 4, Canceling Original Sheet No. 4

1st Revised Sheet No. 5, Canceling Original Sheet No. 5

1st Revised Sheet No. 6, Canceling Original Sheet No. 6

1st Revised Sheet No. 7, Canceling Original Sheet No. 7

1st Revised Sheet No. 7a, Canceling Original Sheet No. 7a

1st Revised Sheet No. 8, Canceling Original Sheet No. 8

P.S.C. Mo. No. 5, Section 1

13th Revised Sheet No. 1, Canceling 12th Revised Sheet No. 1

10th Revised Sheet No. 2, Canceling 9th Revised Sheet No. 2

6th Revised Sheet No. 3, Canceling 5th Revised Sheet No. 3

P.S.C. Mo. No. 5, Section 2

12th Revised Sheet No. 1, Canceling 11th Revised Sheet No. 1

1st Revised Sheet No. 1a, Canceling Original Sheet No. 1a

12th Revised Sheet No. 2, Canceling 11th Revised Sheet No. 2

1st Revised Sheet No. 2a, Canceling Original Sheet No. 2a

12th Revised Sheet No. 3, Canceling 11th Revised Sheet No. 3

7th Revised Sheet No. 3a, Canceling 6th Revised Sheet No. 3a
13th Revised Sheet No. 4, Canceling 12th Revised Sheet No. 4
8th Revised Sheet No. 4a, Canceling 7th Revised Sheet No. 4a
12th Revised Sheet No. 5, Canceling 11th Revised Sheet No. 5
12th Revised Sheet No. 6, Canceling 11th Revised Sheet No. 6
12th Revised Sheet No. 7, Canceling 11th Revised Sheet No. 7
5th Revised Sheet No. 7a, Canceling 4th Revised Sheet No. 7a
6th Revised Sheet No. 8, Canceling 5th Revised Sheet No. 8
8th Revised Sheet No. 9, Canceling 7th Revised Sheet No. 9
5th Revised Sheet No. 9a, Canceling 4th Revised Sheet No. 9a
6th Revised Sheet No. 9b, Canceling 5th Revised Sheet No. 9b
5th Revised Sheet No. 10, Canceling 4th Revised Sheet No. 10
5th Revised Sheet No. 10a, Canceling 4th Revised Sheet No. 10a
3rd Revised Sheet No. 11, Canceling 2nd Revised Sheet No. 11
3rd Revised Sheet No. 11a, Canceling 2nd Revised Sheet No. 11a
3rd Revised Sheet No. 12, Canceling 2nd Revised Sheet No. 12
3rd Revised Sheet No. 12a, Canceling 2nd Revised Sheet No. 12a
7th Revised Sheet No. 13, Canceling 6th Revised Sheet No. 13
4th Revised Sheet No. 14, Canceling 3rd Revised Sheet No. 14
4th Revised Sheet No. 14a, Canceling 3rd Revised Sheet No. 14a
4th Revised Sheet No. 14b, Canceling 3rd Revised Sheet No. 14b
4th Revised Sheet No. 14c, Canceling 3rd Revised Sheet No. 14c
4th Revised Sheet No. 14d, Canceling 3rd Revised Sheet No. 14d
4th Revised Sheet No. 14e, Canceling 3rd Revised Sheet No. 14e

P.S.C. Mo. No. 5, Section 3

13th Revised Sheet No. 1, Canceling 12th Revised Sheet No. 1
6th Revised Sheet No. 1a, Canceling 5th Revised Sheet No. 1a
17th Revised Sheet No. 2, Canceling 16th Revised Sheet No. 2
8th Revised Sheet No. 2a, Canceling 7th Revised Sheet No. 2a
12th Revised Sheet No. 3, Canceling 11th Revised Sheet No. 3
1st Revised Sheet No. 3a, Canceling Original Sheet No. 3a
12th Revised Sheet No. 4, Canceling 11th Revised Sheet No. 4
4th Revised Sheet No. 5, Canceling 3rd Revised Sheet No. 5
2nd Revised Sheet No. 6, Canceling 1st Revised Sheet No. 6
1st Revised Sheet No. 7, Canceling Original Sheet No. 7
1st Revised Sheet No. 8, Canceling Original Sheet No. 8
1st Revised Sheet No. 9, Canceling Original Sheet No. 9

P.S.C. Mo. No. 5, Section 4

4th Revised Sheet No. 1, Canceling 3rd Revised Sheet No. 1
11th Revised Sheet No. 2, Canceling 10th Revised Sheet No. 2
9th Revised Sheet No. 3, Canceling 8th Revised Sheet No. 3
9th Revised Sheet No. 4, Canceling 8th Revised Sheet No. 4
5th Revised Sheet No. 4a, Canceling 4th Revised Sheet No. 4a
3rd Revised Sheet No. 4b, Canceling 2nd Revised Sheet No. 4b
3rd Revised Sheet No. 4c, Canceling 2nd Revised Sheet No. 4c
3rd Revised Sheet No. 5, Canceling 2nd Revised Sheet No. 5
14th Revised Sheet No. 6, Canceling 13th Revised Sheet No. 6
6th Revised Sheet No. 7, Canceling 5th Revised Sheet No. 7
3rd Revised Sheet No. 8, Canceling 2nd Revised Sheet No. 8
1st Revised Sheet No. 8a, Canceling Original Sheet No. 8a
2nd Revised Sheet No. 8b, Canceling 1st Revised Sheet No. 8b
2nd Revised Sheet No. 8c, Canceling 1st Revised Sheet No. 8c
4th Revised Sheet No. 9, Canceling 3rd Revised Sheet No. 9
3rd Revised Sheet No. 10, Canceling 2nd Revised Sheet No. 10
3rd Revised Sheet No. 11, Canceling 2nd Revised Sheet No. 11
3rd Revised Sheet No. 12, Canceling 2nd Revised Sheet No. 12
3rd Revised Sheet No. 13, Canceling 2nd Revised Sheet No. 13
3rd Revised Sheet No. 14, Canceling 2nd Revised Sheet No. 14
4th Revised Sheet No. 15, Canceling 3rd Revised Sheet No. 15
5th Revised Sheet No. 16, Canceling 4th Revised Sheet No. 16
5th Revised Sheet No. 17, Canceling 4th Revised Sheet No. 17
1st Revised Sheet No. 18, Canceling Original Sheet No. 18
1st Revised Sheet No. 19, Canceling Original Sheet No. 19
1st Revised Sheet No. 20, Canceling Original Sheet No. 20
2nd Revised Sheet No. 21, Canceling 1st Revised Sheet No. 21

P.S.C. Mo. No. 5, Section 5

5th Revised Sheet No. A, Canceling 4th Revised Sheet No. A
4th Revised Sheet No. 1, Canceling 3rd Revised Sheet No. 1
5th Revised Sheet No. 2, Canceling 4th Revised Sheet No. 2
2nd Revised Sheet No. 2a, Canceling 1st Revised Sheet No. 2a
5th Revised Sheet No. 3, Canceling 4th Revised Sheet No. 3
4th Revised Sheet No. 4, Canceling 3rd Revised Sheet No. 4
3rd Revised Sheet No. 5, Canceling 2nd Revised Sheet No. 5
3rd Revised Sheet No. 6, Canceling 2nd Revised Sheet No. 6
4th Revised Sheet No. 7, Canceling 3rd Revised Sheet No. 7
4th Revised Sheet No. 8, Canceling 3rd Revised Sheet No. 8
5th Revised Sheet No. 9, Canceling 4th Revised Sheet No. 9
6th Revised Sheet No. 10, Canceling 5th Revised Sheet No. 10
5th Revised Sheet No. 11, Canceling 4th Revised Sheet No. 11
2nd Revised Sheet No. 11a, Canceling 1st Revised Sheet No. 11a

7th Revised Sheet No. 12, Canceling 6th Revised Sheet No. 12
5th Revised Sheet No. 13, Canceling 4th Revised Sheet No. 13
4th Revised Sheet No. 14, Canceling 3rd Revised Sheet No. 14
4th Revised Sheet No. 15, Canceling 3rd Revised Sheet No. 15
4th Revised Sheet No. 16, Canceling 3rd Revised Sheet No. 16
4th Revised Sheet No. 17, Canceling 3rd Revised Sheet No. 17
1st Revised Sheet No. 17a, Canceling Original Sheet No. 17a
1st Revised Sheet No. 17b, Canceling Original Sheet No. 17b
1st Revised Sheet No. 17c, Canceling Original Sheet No. 17c
1st Revised Sheet No. 17d, Canceling Original Sheet No. 17d
1st Revised Sheet No. 17e, Canceling Original Sheet No. 17e
1st Revised Sheet No. 17f, Canceling Original Sheet No. 17f
5th Revised Sheet No. 18, Canceling 4th Revised Sheet No. 18
3rd Revised Sheet No. 19, Canceling 2nd Revised Sheet No. 19
3rd Revised Sheet No. 20, Canceling 2nd Revised Sheet No. 20
3rd Revised Sheet No. 21, Canceling 2nd Revised Sheet No. 21
5th Revised Sheet No. 22, Canceling 4th Revised Sheet No. 22
5th Revised Sheet No. 23, Canceling 4th Revised Sheet No. 23
2nd Revised Sheet No. 23a, Canceling 1st Revised Sheet No. 23a
5th Revised Sheet No. 24, Canceling 4th Revised Sheet No. 24
4th Revised Sheet No. 25, Canceling 3rd Revised Sheet No. 25
6th Revised Sheet No. 26, Canceling 5th Revised Sheet No. 26
5th Revised Sheet No. 27, Canceling 4th Revised Sheet No. 27
5th Revised Sheet No. 28, Canceling 4th Revised Sheet No. 28
5th Revised Sheet No. 29, Canceling 4th Revised Sheet No. 29
3rd Revised Sheet No. 30, Canceling 2nd Revised Sheet No. 30
3rd Revised Sheet No. 31, Canceling 2nd Revised Sheet No. 31
1st Revised Sheet No. 32, Canceling Original Sheet No. 32
1st Revised Sheet No. 33, Canceling Original Sheet No. 33
1st Revised Sheet No. 34, Canceling Original Sheet No. 34
1st Revised Sheet No. 35, Canceling Original Sheet No. 35
2nd Revised Sheet No. 36, Canceling 1st Revised Sheet No. 36
2nd Revised Sheet No. 37, Canceling 1st Revised Sheet No. 37
2nd Revised Sheet No. 38, Canceling 1st Revised Sheet No. 38
2nd Revised Sheet No. 39, Canceling 1st Revised Sheet No. 39
2nd Revised Sheet No. 40, Canceling 1st Revised Sheet No. 40
1st Revised Sheet No. 41, Canceling Original Sheet No. 41

3. All pending motions, not otherwise disposed of herein, are hereby denied.

4. This order shall become effective on January 1, 2007.

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)

Davis, Chm., Murray, and Appling, CC., concur;
Gaw and Clayton, CC., dissent;

Dale, Chief Regulatory Law Judge