

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

In the Matter of the tariff filing of The)
Empire District Electric Company)
to implement a general rate increase for) **Case No. ER-2006-0315**
retail electric service provided to customers)
in its Missouri service area.)

**RESPONSE TO QUESTION FROM
COMMISSIONER GAW**

COMES NOW, Praxair, Inc. (“Praxair”) and Explorer Pipeline, Inc. (“Explorer”), and in Response to a Question posed by Commissioner Gaw respectfully provides the following information:

1. On October 31, 2006, the Commission convened a hearing in the above-captioned proceeding. At that hearing, Commissioner Gaw inquired regarding the number of Applications or Motions for Rehearing that had been filed and were awaiting resolution by the Commission. At the time, Praxair / Explorer could not provide an exact response to Commissioner Gaw’s question. In order to provide an accurate response to Commissioner Gaw’s question, Praxair / Explorer files this immediate response.
2. During the course of this proceeding, Praxair / Explorer and OPC, either jointly or separately, have filed 8 Applications for Rehearing / Reconsideration. The date, nature and status of those Applications or Motions are discussed in the attached table.

DATE FILED	ISSUE	STATUS
February 17, 2006	Errors in Suspension Order (effective date, status of applicants, treatment / timing of stipulations)	Never discussed in agenda – pending
April 21, 2006	Errors in Procedural Order (effective date, page limitation on posthearing briefs, purpose of prehearing briefs)	Never discussed in agenda – pending

June 23, 2006	OPC Rehearing of Order Rejecting Tariffs and Striking Testimony	Discussed in agenda on July 6, 11 and 13 – still pending
June 23, 2006	Praxair / Explorer Rehearing of Order Rejecting Tariffs and Striking Testimony	Discussed in agenda on July 6, 11 and 13 – still pending
June 29, 2006	OPC Rehearing of Order Requiring Supplemental Filing	Discussed in agenda on July 6, 11 and 13 – still pending
July 19, 2006	Praxair / Explorer Rehearing of Notice of Procedural Change	Never discussed in agenda – pending
September 8, 2006	Commission consideration and issuance of Order Approving Stipulation and Agreement as to Certain Issues	Never discussed in agenda – pending
October 20, 2006	Praxair / Explorer Rehearing of Order Admitting All True-Up Testimony Into The Record	Never discussed in agenda – pending

3. Praxair / Explorer hopes that the foregoing information adequately addresses the questions addressed to it from the Bench. In the event that additional information is desired, Praxair / Explorer stand ready to provide such responses.

Respectfully submitted,



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ATTORNEYS FOR PRAXAIR, INC. and
EXPLORER PIPELINE, INC.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing pleading by email, facsimile or First Class United States Mail to all parties by their attorneys of record as provided by the Secretary of the Commission.

A handwritten signature in black ink, appearing to read "David L. Woodsmall", is positioned above a horizontal line. A vertical red line is located to the right of the signature.

David L. Woodsmall

Dated: November 2, 2006