

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of The Empire District Gas)
Company's d/b/a Liberty Request to File Tariffs) File No. GR-2021-0320
to Change its Rates for Natural Gas Service) Tracking No.: JG-2022-0037

ORDER GRANTING MOTION TO WITHDRAW DIRECT TESTIMONY

Issue Date: August 19, 2021

Effective Date: August 19, 2021

On August 16, 2021,¹ The Empire District Gas Company d/b/a Liberty (“Empire Gas”) filed tariff sheets designed to increase the Company’s annual base distribution gas revenues. On August 16, the Company filed Direct Testimony. On August 18, the Commission issued its Order Giving Notice, Setting a Deadline to Intervene, Setting a Deadline to Respond to the Test Year, and Directing a Proposed Schedule (Order). On August 18, the Empire Gas filed a Tariff Withdrawal Cover Letter stating the tariff sheets JG-2022-0037 were withdrawn and stating that the Company would also seek to withdraw the testimony filed on August 16. On August 18, the Commission vacated its order. On August 18, Empire Gas filed a Motion to Withdraw Direct Testimony. All testimony in question was filed on August 16. Empire stated it would submit a new tariff with new supporting direct testimony and so the testimony currently on file should be withdrawn “[i]n order to maintain a clear record in this proceeding and avoid confusion that could be created by having two sets of direct testimony...” The Commission will grant the request.

THE COMMISSION ORDERS THAT:

1. Empire Gas’s Motion to Withdraw Direct Testimony is granted.

¹ All date references will be to 2021 unless otherwise specified.

2. The Data Center of the Missouri Public Service Commission shall withdraw from EFIS all the Company's direct testimony filed on August 16, 2021.

3. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent "M" and "W".

Morris L. Woodruff
Secretary

Paul T. Graham, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 19th day of August, 2021.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 19th day of August, 2021.





Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

August 19, 2021

File/Case No. GR-2021-0320

**Missouri Public Service
Commission**
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

Liberty (Empire)
Diana C Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
Diana.Carter@LibertyUtilities.com

Liberty (Empire)
James M Fischer
101 Madison Street, Suite 400
Jefferson City, MO 65101
jfisherpc@aol.com

**Missouri Public Service
Commission**
Jamie Myers
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
jamie.myers@psc.mo.gov

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.