BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of The Empire District)	
Gas Company, for a Certificate of Public Convenience)	
and Necessity Authorizing it to Construct, Install, Own,)	Case No. GA-2012-0111
Operate, Control, Manage and Maintain a Natural Gas)	File No. YG-2012-0325
Distribution System to Provide Gas Service in Nodaway)	
County, Missouri, as an Expansion of its Existing)	
Certified Area)	

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission (Staff), and for its Recommendation states:

- 1. On December 7, 2011, the Commission issued its *Order Granting Certificate of Convenience and Necessity* (Order) in this case, approving a new and expanded service area in Nodaway County for The Empire District Gas Company (Empire).
- 2. Empire filed a tariff sheet on January 6, 2012, bearing an effective date of February 5, 2012, to comply with the Order.
- 3. Staff has reviewed the tariff sheet filed by Empire on January 6, 2012, and is of the opinion this sheet is in compliance with the Commission's Order. See Staff's *Memorandum* attached as Appendix A and incorporated herein by reference.

WHEREFORE, Staff respectfully recommends the Commission approve Empire's tariff sheet in File No. YG-2012-0325, or, in the alternative, allow the tariff sheet to go into effect by operation of law on February 5, 2012.

Respectfully Submitted,

STAFF OF THE MISSOURI PUBLIC SERVICE COMMISSION

/s/ John D. Borgmeyer

John D. Borgmeyer Legal Counsel Missouri Bar No. 61992

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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing were served electronically to all counsel of record this 18^{th} day of January, 2012.

/s/	John	D. Bo	orgmeye	r

MEMORANDUM

TO: Missouri Public Service Commission Official Case File,

Case No. GA-2012-0111, File No. YG-2012-0325,

The Empire District Gas Company

FROM: Henry E. Warren, Energy Department - Tariffs/Rate Design

/s/Thomas M. Imhoff 01/17/2012 /s/John Borgmeyer 01/17/2012 Utility Operations Department/Date Staff Counsel Department/Date

SUBJECT: Staff Recommendation on The Empire District Gas Company's Tariff Sheet filed to

comply with the Commission's Order GRANTING CERTIFICATE OF PUBLIC

CONVENIENCE AND NECESSITY

DATE: January 17, 2012

On December 7, 2011, the Missouri Public Service Commission (Commission) issued its Order Granting Certificate of Convenience and Necessity (Order) in Case No. GA-2012-0111, The Empire District Gas Company's (Empire or Company) Application for Certificate of Convenience and Necessity (CCN). This Order approved a new and expanded service area for Empire in Nodaway County.

On January 6, 2012, the Company filed a tariff sheet to comply with the Order. The Energy Unit – Tariffs/Rate Design Staff (Staff) has reviewed the tariff sheet filed by Empire on January 6, 2012, which includes the additional twenty sections in Nodaway County and is of the opinion that the sheet is in compliance with the Commission's Order. Staff has verified that Empire has filed its annual report and is not delinquent on any assessment. Therefore, Staff recommends the following tariff sheet, filed on January 6, 2012, with an effective date of February 5, 2012, be approved:

P.S.C. MO. No. 2

2nd Revised Sheet No. 7 Canceling 1st Revised Sheet No. 7

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of The)	
Empire District Gas Company, for a)	
Certificate of Public Convenience and)	
Necessity Authorizing it to Construct,)	Case No. GA-2012-0111
Install, Own, Operate, Control, Manage)	File No. YG-2012-0325
and Maintain a Natural Gas Distribution)	File No. 1 G-2012-0323
System to Provide Gas Service in)	
Nodaway County, Missouri, as an)	
Expansion of its Existing Certified Area)	

AFFIDAVIT OF HENRY E. WARREN

STATE OF MISSOURI)
) s
COUNTY OF COLE)

Henry E. Warren, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was provided to him; that he has knowledge of the matters set forth in such Staff Recommendation; and that such matters are true to the best of his knowledge and belief.

Henry E. Warren

Subscribed and sworn to before me this_/

_day of January, 2012.

SUSAN L. SUNDERMEYER
Notary Public - Notary Seal
State of Missouri
Commissioned for Callaway County
My Commission Expires: October 03, 2014
Commission Number: 10942086

Notary Public