

**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,)
Operate, Control, Manage and Maintain a Natural Gas)
Distribution System to Provide Gas Service in Nodaway)
County, Missouri, as an Expansion of its Existing)
Certified Area)

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

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

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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 18th day of January, 2012.

/s/ John D. Borgmeyer

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
Utility Operations Department/Date

/s/John Borgmeyer 01/17/2012
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

