

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of The Empire District Gas)
Company's Request for an Extension to)
File its 2009 Annual Report) **File No. GE-2010-0330**

ORDER GRANTING STAFF'S MOTION FOR LEAVE AND GRANTING EXTENSION OF TIME TO FILE ANNUAL REPORTS

Issue Date: May 26, 2010

Effective Date: May 26, 2010

On May 14, 2010, The Empire District Gas Company filed a motion requesting an extension until June 1, 2010, to file its annual report. On May 25, 2010, the Commission's Staff filed a motion for leave to file its recommendation and subsequently filed its recommendation. Staff indicated its support for an extension until June 1, 2010, but noted Empire filed its annual report on May 19, 2010.

Commission Rule 4 CSR 240-3.245 requires all gas utilities to submit an annual report to the Commission on or before April 15 of each year. However, that rule allows a company to request an extension of greater than thirty days by filing a pleading stating the reason for and the length of the requested extension.

For the reasons stated in Staff's "Motion for Leave to Late File Staff Recommendation" the Commission finds Staff's request reasonable and will grant it.

Empire's pleading meets the requirements of the rules and the relief the company requests is reasonable. Therefore, the Commission will extend the time within which Empire shall file its 2009 annual reports to June 1, 2010.

THE COMMISSION ORDERS THAT:

1. The Staff of the Missouri Public Service Commission's Motion for Leave to

Late File Staff Recommendation, is granted.

2. The time within which The Empire District Gas Company shall file its 2009 annual reports is extended to June 1, 2010.

3. This order shall become effective on May 26, 2010.

4. This case shall be closed on May 27, 2010.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. C. Reed', is written over a faint, larger signature.

Steven C. Reed
Secretary

(S E A L)

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 26th day of May, 2010.