

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 15th day
of February, 2012.

In the Matter of
The Empire District Gas Company's
Purchased Gas Adjustment Tariff Filing

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)
)

File No. GR-2011-0108

ORDER DIRECTING ADJUSTMENT OF ACA BALANCE

Issue Date: February 15, 2012

Effective Date: March 16, 2012

The Missouri Public Service Commission is ordering The Empire District Gas Company ("the Company") to adjust the Company's actual cost adjustment balance for the 2009-2010 period ("ACA").

On December 30, 2011, Staff filed a recommendation on the Company's ACA. On January 27, 2012, the Company filed a response to the recommendation. On February 9, 2012, Staff filed a reply.

In those pleadings, the Company and Staff agree to certain adjustments as set forth in the appendix to this order. No hearing is required to make unopposed¹ adjustments,² so this action is not a contested case,³ and the Commission need not separately state its findings of fact. Therefore, the Commission will order the Company to make the agreed adjustments.

¹ The Office of the Public Counsel is a party to this action under 4 CSR 240-2.010(11) but has elected to enter no appearance.

² *State ex rel. Rex Deffenderfer Ent., Inc. v. Public Serv. Comm'n*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).

³ Section 536.010(4), RSMo 2000; Section 536.063(1), H.B. 265, 96th Gen. Assem., 1st Reg. Sess.

THE COMMISSION ORDERS THAT:

1. The Company shall adjust the Company's actual cost adjustment balance for the 2009-2010 period as set forth in the appendix to this order.
2. This order shall become effective on March 16, 2012.

(S E A L)

BY THE COMMISSION



Steven C. Reed
Secretary

Gunn, Chm., Jarrett and Kenney, CC., concur.

Jordan, Senior Regulatory Law Judge

Appendix

All amounts are \$.

Description (+) Under-Recovery (-) Over-Recovery	8-31-10 Ending Balance per Company	Approved Adjustments before 2009- 2010 ACA ^A	Staff Adjustments for 2009- 2010 ACA	8-31-10 Ending Balance per Staff
Southern System				
Firm ACA	(1,147,145)	0	4,950 ^{A1} 6,200 ^B	(1,135,995)
Interruptible ACA	(33,867)	0		(33,867)
Take-or-Pay	0	0	0	0
Transition Cost	0	0	0	0
Refund	0	0	0	0
Northern System				
Firm ACA	(190,272)	0	(6,661) ^{A2} 6,200 ^B	(190,733)
Interruptible ACA	(28,217)	0	0	(28,217)
Take-or-Pay	0	0	0	0
Transition Cost	0	0	0	0
Refund	0	0	0	0
Northwest System				
Firm ACA	24,864	0	1,711 ^{A3} 6,200 ^B	32,775
Interruptible ACA	0	0	0	0
Take-or-Pay	0	0	0	0
Transition Cost	0	0	0	0
Refund	0	0	0	0

^A The Company adopted all adjustments before File No. GR-2011-0108.

^{A1} Marketer A⁴: (1,207) + 6,157.

^{A2} Marketer A: 811 + (7,472).

^{A3} Marketer A: 396 + 1,315.

^B Marketer B: Physical call option.

⁴ The parties identified the marketers in "highly confidential" filings.