

MEMORANDUM

TO: Missouri Public Service Commission Official Case File,
Case No. GR-2009-0434, File No. YG-2010-0568 The Empire
District Gas Company

FROM: Tom Imhoff, Energy Department - Tariffs/Rate Design

/s/ Thomas M. Imhoff 03/22/10 /s/ Kevin Thompson 03/22/10
Energy Department/Date General Counsel's Office/Date

SUBJECT: Staff Recommendation On The Empire District Gas Company's Tariff Sheets Filed to
Comply with the Commission's Report And Orders

DATE: March 22, 2010

The Commission's Energy Department - Tariffs/Rate Design Staff (Staff) has reviewed each of the tariff sheets, as filed by Empire on March 17, 2010 for Case No. GR-2009-0434.

On January 20, 2010, the Missouri Public Service Commission (Commission) entered its Order approving the Partial Stipulation and Agreement of Staff, The Empire District Gas Company (Empire or Company), and the Office of Public Counsel, and the Partial Stipulation and Agreement on Transportation Tariff, of Empire and Constellation NewEnergy – Gas Division, LLC. February 24, 2010, the Commission issued its Report and Order on DSM funding in Case No. GR-2009-0434 collectively, Orders. These Orders approved a natural gas general rate increase for certain customers of Empire.

Empire filed tariff sheets on March 17, 2010 to comply with the Orders. In its letter of transmittal accompanying the March 17, 2010 compliance filing, Empire states that it is requesting an effective date of April 1, 2010, which would be less than the standard 30-day period, but which complies with the effective date indicated in the Orders.

Staff has reviewed each of the tariff sheets, as filed by Empire on March 17, 2010 and is of the opinion that these sheets are in compliance with the Orders. Staff is also of the opinion that good cause for approval of these tariff sheets on less than thirty days notice is demonstrated by the Orders. Therefore, Staff recommends that the set of tariff sheets filed on March 17, 2010 and designated P.S.C. MO. No. 2, be approved and to become effective on and after April 1, 2010.

P.S.C. MO. No. 2

1st Revised SHEET No. 2, Canceling Original SHEET No. 2
1st Revised SHEET No. 9, Canceling Original SHEET No. 9
1st Revised SHEET No. 10, Canceling Original SHEET No. 10
1st Revised SHEET No. 11, Canceling Original SHEET No. 11
Original SHEET 11a
1st Revised SHEET No. 12, Canceling Original SHEET No. 12
1st Revised SHEET No. 13, Canceling Original SHEET No. 13
1st Revised SHEET No. 14, Canceling Original SHEET No. 14
1st Revised SHEET No. 15, Canceling Original SHEET No. 15
1st Revised SHEET No. 16, Canceling Original SHEET No. 16
1st Revised SHEET No. 17, Canceling Original SHEET No. 17

Attachment A

1st Revised SHEET No. 18, Canceling Original SHEET No. 18
1st Revised SHEET No. 19, Canceling Original SHEET No. 19
1st Revised SHEET No. 20, Canceling Original SHEET No. 20
1st Revised SHEET No. 21, Canceling Original SHEET No. 21
1st Revised SHEET No. 22, Canceling Original SHEET No. 22
1st Revised SHEET No. 23, Canceling Original SHEET No. 23
1st Revised SHEET No. 24, Canceling Original SHEET No. 24
1st Revised SHEET No. 25, Canceling Original SHEET No. 25
1st Revised SHEET No. 26, Canceling Original SHEET No. 26
1st Revised SHEET No. 27, Canceling Original SHEET No. 27
1st Revised SHEET No. 28, Canceling Original SHEET No. 28
1st Revised SHEET No. 29, Canceling Original SHEET No. 29
1st Revised SHEET No. 30, Canceling Original SHEET No. 30
1st Revised SHEET No. 31, Canceling Original SHEET No. 31
1st Revised SHEET No. 32, Canceling Original SHEET No. 32
1st Revised SHEET No. 33, Canceling Original SHEET No. 33
1st Revised SHEET No. 34, Canceling Original SHEET No. 34
1st Revised SHEET No. 35, Canceling Original SHEET No. 35
1st Revised SHEET No. 36, Canceling Original SHEET No. 36
1st Revised SHEET No. 37, Canceling Original SHEET No. 37
1st Revised SHEET No. 38, Canceling Original SHEET No. 38
1st Revised SHEET No. 39, Canceling Original SHEET No. 39
1st Revised SHEET No. 40, Canceling Original SHEET No. 40
1st Revised SHEET No. 41, Canceling Original SHEET No. 41
1st Revised SHEET No. 42, Canceling Original SHEET No. 42
1st Revised SHEET No. 43, Canceling Original SHEET No. 43
1st Revised SHEET No. 44, Canceling Original SHEET No. 44
1st Revised SHEET No. 45, Canceling Original SHEET No. 45
1st Revised SHEET No. 46, Canceling Original SHEET No. 46
1st Revised SHEET No. 47, Canceling Original SHEET No. 47
1st Revised SHEET No. 48, Canceling Original SHEET No. 48
1st Revised SHEET No. 49, Canceling Original SHEET No. 49
1st Revised SHEET No. 50, Canceling Original SHEET No. 50
1st Revised SHEET No. 51, Canceling Original SHEET No. 51
1st Revised SHEET No. 52, Canceling Original SHEET No. 52
1st Revised SHEET No. 53, Canceling Original SHEET No. 53
1st Revised SHEET No. 68, Canceling Original SHEET No. 68
1st Revised SHEET No. 69, Canceling Original SHEET No. 69
1st Revised SHEET No. 70, Canceling Original SHEET No. 70
1st Revised SHEET No. 71, Canceling Original SHEET No. 71
1st Revised SHEET No. 71a, Canceling Original SHEET No. 71a
1st Revised SHEET No. 71b, Canceling Original SHEET No. 71b
Original SHEET No. 72
1st Revised SHEET No. R-1, Canceling Original SHEET No. R-1
1st Revised SHEET No. R-2, Canceling Original SHEET No. R-2
1st Revised SHEET No. R-8, Canceling Original SHEET No. R-8
1st Revised SHEET No. R-20, Canceling Original SHEET No. R-20
1st Revised SHEET No. R-22, Canceling Original SHEET No. R-22

1st Revised SHEET No. R-27, Canceling Original SHEET No. R-27

1st Revised SHEET No. R-29, Canceling Original SHEET No. R-29

1st Revised SHEET No. R-41, Canceling Original SHEET No. R-41

Original SHEET No. R-51a

Original SHEET No. R-51b

Original SHEET No. R-51c

Original SHEET No. R-51d

Original SHEET No. R-51e

Original SHEET No. R-51f

Original SHEET No. R-51g

Original SHEET No. R-51h

Original SHEET No. R-51i

Original SHEET No. R-51j

Original SHEET No. R-51k

Original SHEET No. R-51l

Original SHEET No. R-51m

Original SHEET No. R-51n

1st Revised SHEET No. R-52, Canceling Original SHEET No. R-52

1st Revised SHEET No. R-53, Canceling Original SHEET No. R-53

The Staff has verified that Empire has filed its annual report and is not delinquent on any assessment. Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

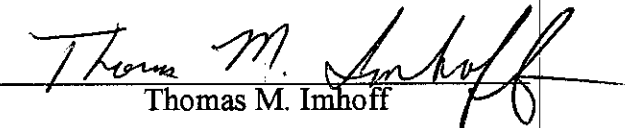
In the Matter of The Empire District Gas)
Company of Joplin, Missouri for)
Authority to File Tariffs Increasing)
Rates for Gas Service Provided to)
Customers in the Missouri Service Area)
of the Company.)

Case No. GR-2009-0434

AFFIDAVIT OF THOMAS M. IMHOFF

STATE OF MISSOURI)
) ss
COUNTY OF COLE)

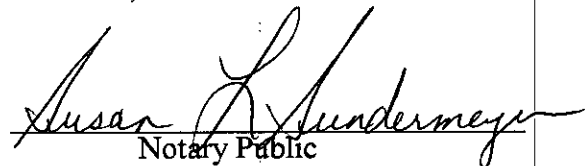
Thomas M. Imhoff, of lawful age, on oath states: that he participated in the preparation of the foregoing Staff Recommendation in memorandum form, to be presented in the above case; that the information in the Staff Recommendation was provided to him; that he has knowledge of the matters set forth in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


Thomas M. Imhoff

Subscribed and sworn to before me this 22nd day of March, 2010.



SUSAN L. SUNDERMEYER
My Commission Expires
September 21, 2010
Callaway County
Commission #06942086


Notary Public