

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

In the matter of Aquila Networks - MPS     )  
and L&P's Purchased Gas Adjustment     )  
(PGA) Factors to be Reviewed in its     )  
Actual Cost Adjustment.     )

**Case No. GR-2005-0271**  
File No. YG-2008-0014

**STAFF'S RECOMMENDATION REGARDING COMPLIANCE TARIFF FILING**

COMES NOW the Staff ("Staff") of the Missouri Public Service Commission ("Commission"), and respectfully states as follows:

1. In response to Staff's December 6, 2006 recommendation, the Staff and The Empire District Gas Company ("EDG") agreed to modified tariff language that would eliminate one of two conflicting methods for calculating interest on EDG's Refund account. In its June 21, 2007 Recommendation, the Staff included illustrative tariff sheets 56 and 57 reflecting the agreed-upon language, and recommended that EDG be ordered to file tariff sheets consistent therewith.

2. In an order issued July 6, 2007, the Commission, among other things, directed EDG to file tariff sheets consistent with illustrative tariff sheets 56 and 57. On July 9, 2006, EDG filed compliance tariff sheets 56 and 57, bearing an effective date of August 8, 2007. On July 10, EDG filed substitute tariff sheets 56 and 57 in order to reflect the removal of some erroneous underlining.

3. As stated in the attached Memorandum (Appendix A), the Staff, having reviewed the proposed tariff sheets and found them to be in compliance with the Commission's July 6, 2007 order, recommends that the following tariff sheets, as substituted on July 10, 2007, be approved:

P.S.C. MO. No. 1

1st Revised SHEET No. 56, Cancelling Original SHEET No. 56

1st Revised SHEET No. 57, Cancelling Original SHEET No. 57

WHEREFORE, the Staff recommends that the Commission issue an order approving the tariff sheets identified herein, to become effective on August 8, 2007.

Respectfully submitted,

/s/ Dennis L. Frey

Dennis L. Frey

Senior Counsel

Missouri Bar No. 44697

Attorney for the Staff of the  
Missouri Public Service Commission

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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 27th day of July 2007.

/s/ Dennis L. Frey

## MEMORANDUM

TO: Missouri Public Service Commission Official Case File,  
Case No. GR-2005-0271, File No. YG-2008-0014, The Empire District Gas Company

FROM: James A. Gray, Energy Department - Tariffs/Rate Design

/s/ Thomas M. Imhoff 07/26/07

Energy Department/Date

/s/ Dennis L. Frey 07/26/07

General Counsel's Office/Date

SUBJECT: Staff Recommendation On Tariff Sheets Filed to Comply With Commission Order.

DATE: July 26, 2007

On July 9, 2007, The Empire District Gas Company (EDG), filed tariff sheets with the Missouri Public Service Commission (Commission) to comply with the Commission's ORDER DIRECTING FILING (Order), issued July 6, 2007, in this case. On July 10, 2007, EDG submitted substitute tariff sheets to correct typographical errors. The proposed tariff has the required 30 days notice by proposing an effective date of August 8, 2007.

These proposed changes are to revise the language regarding calculation of refund interest in EDG's PGA clause. Item 2 of the Order states that "The Empire District Gas Company shall file tariff sheets consistent with the tariff sheets attached to Staff's June 21, 2007 Recommendation as Appendix A no later than July 20, 2007." On July 10, 2007, the Commission issued its ORDER DIRECTING FILING directing the Staff of the Commission (Staff) to file its recommendation on the tariff filing by July 30, 2007.

Staff has reviewed the tariff sheets filed by EDG and has determined that the proposed tariff sheets comply with the Commission's Order. Staff has verified that EDG has filed its annual report and is not delinquent on any assessment. Staff recommends that the following tariff sheets filed on July 9, 2007, and as substituted on July 10, 2007, be allowed to become effective on August 8, 2007:

P.S.C. MO. No. 1

1st Revised SHEET No. 56, Cancelling Original SHEET No. 56

1st Revised SHEET No. 57, Cancelling Original SHEET No. 57

APPENDIX A

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

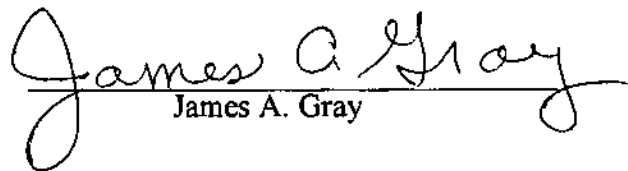
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Factors to be Reviewed in Its Actual )  
Cost Adjustment )

Case No. GR-2005-0271

**AFFIDAVIT OF JAMES A. GRAY**

STATE OF MISSOURI     )  
                                  ) ss  
COUNTY OF COLE     )

James A. Gray, of lawful age, on oath states: that he has 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 given by 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.

  
James A. Gray

Subscribed and sworn to before me this 26<sup>th</sup> day of July, 2007.



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

  
Notary Public

My commission expires 9-21-10