

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

In the Matter of The Empire District)
Electric Company d/b/a Liberty)
(Empire) for Authority to Implement)
Rate Adjustments Related to the) Case No. ER-2021-0332
Company's Fuel and Purchase Power)
Adjustment (FAC) Required in 20 CSR)
4240-20.090)

JOINT MOTION REGARDING SUBSTITUTE TARIFF SHEET

COMES NOW the Office of the Public Counsel (“OPC”), and The Empire District Electric Company (“Empire”) (jointly “the parties”) and together state as follows:

1. Empire initiated this case on April 1, 2021, with a filing that included proposed tariff revisions.
2. Staff filed a *Recommendation* in the case on May 3, 2021, that recommended that the Commission (1) approve Empire’s filed tariff sheets and (2) issue an order including additional language as requested by Empire.
3. The OPC filed a response to Staff’s *Recommendation* on May 12, 2021, that disputed both elements of Staff’s *Recommendation*.
4. Both Staff and Empire filed responses to the OPC’s *Response to Staff’s Recommendation* on May 17, 2021.
5. The Commission issued an order rejecting Empire’s filed tariff sheets on May 19, 2021, to be effective May 31, 2021. Empire filed a Motion for Clarification and Reconsideration regarding this order.

6. The OPC, Empire, and Staff met with the regulatory law judge assigned to this case on May 24, 2021, to discuss the above filings.

7. Following this meeting, the parties reached an agreement regarding a substitute tariff sheet that was sufficiently mutually agreeable to the parties to permit said substitute tariff sheet to go into effect.

8. Pursuant to this agreement, the parties request the Commission withdraw the above-referenced order (which has not yet taken effect) and allow the substitute tariff sheet (P.S.C. MO. No. 6, Sec 4, 2nd Revised Sheet No. 17q, Canceling P.S.C. Mo. No 6, Sec 4, 1st Revised Sheet No. 17q) filed May 25, 2021, subject to true-up and prudence review, to take effect by operation of law on June 1, 2021.

WHEREFORE, the Office of the Public Counsel and Empire respectfully submit this motion.

Respectfully submitted,

By: /s/ John Clizer
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THE EMPIRE DISTRICT
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CERTIFICATE OF SERVICE

I hereby certify that copies of the forgoing have been mailed, emailed, or hand-delivered to all counsel of record this twenty-fifth day of May, 2021.

/s/ John Clizer