

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

In the Matter of the Application of NextEra Energy)
Transmission Southwest, LLC for a Certificate of)
Public Convenience and Necessity to Construct,)
Install, Own, Operate, Maintain, and Otherwise) Case No. EA-2022-0234
Control and Manage a 345 kV Transmission)
Line and Associated Facilities in)
Barton and Jasper Counties, Missouri)

MOTION TO INTERVENE

COMES NOW The Empire District Electric Company d/b/a Liberty (“Liberty”) and, pursuant to Missouri Public Service Commission (“Commission”) Rule 20 CSR 4240-2.075, respectfully submits this Motion to Intervene.

1. On July 7, 2022, NextEra Energy Transmission Southwest, LLC (“NextEra”) filed an application with the Commission seeking permission and approval for a certificate of convenience and necessity (“CCN”) to construct, install, own, operate, control, manage and maintain a 345 kV transmission line and associated facilities in Barton and Jasper Counties, Missouri, thereby gaining the right of eminent domain.
2. Liberty’s interest in this case arises from its status as a potentially-impacted landowner. By letter dated July 1, 2022, attached hereto as Schedule A, NextEra provided Liberty with notice of its CCN filing at the Commission. NextEra stated that Liberty received the letter because public records show that Liberty is a landowner along NextEra’s final proposed route.
3. Liberty is a Kansas corporation with its principal office and place of business at 602 S. Joplin Ave., Joplin, Missouri, 64801. Liberty is qualified to conduct business and is conducting business in Missouri, as well as in Arkansas, Kansas, and Oklahoma. Liberty is a “public utility,” subject to the general regulatory jurisdiction of the

Commission as provided by law and is engaged, generally, in the business of generating, purchasing, transmitting, distributing, and selling electricity in portions of the referenced four states.

4. Liberty's documents of incorporation from Kansas and certificate of authority from Missouri were previously filed with the Commission in Case No. EF-94-39. These documents are incorporated by reference. Liberty has no overdue Commission annual reports or assessment fees. There is no pending action or final unsatisfied judgment or decision against Liberty from any state or federal agency or court which involves customer service or rates, which action, judgment or decision has occurred within three years of the date of this Motion.
5. Pleadings, notices, orders, and other correspondence concerning this matter should be addressed to the undersigned counsel.
6. The property referenced in Schedule A and paragraph two above is used by Liberty to provide electric service to its Missouri customers, including the former Asbury power plant site that now serves as the Renewable Operations Center and a portion of Liberty's 161kV transmission lines.
7. Liberty's specific interest as a public utility and impacted landowner is different from the general public and each other party in the case. This interest cannot be adequately represented by any other party, and Liberty may be adversely affected by a final order arising in this case. In addition, granting Liberty's proposed intervention would serve the public interest by providing the Commission with information and insights based on Liberty's expertise and unique perspective as a multi-service utility and an impacted landowner.

8. At this time, Liberty is reviewing NextEra's initial filing and has not yet determined its position in this case.

WHEREFORE, Liberty respectfully requests that the Commission grant its Motion to Intervene and that it be made a party hereto with all rights to participate in this matter.

Respectfully submitted,

/s/ Diana C. Carter

Diana C. Carter MBE #50527

The Empire District Electric Company d/b/a Liberty

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Certificate of Service

I hereby certify that the above document was filed in EFIS on this 5th day of August, 2022, with notice of the same sent to all counsel of record.

/s/ Diana C. Carter