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

In the Matter of The Empire District Gas Company's d/b/a Liberty Request to File Tariffs to Change its Rates for Natural Gas Service

File No. GR-2021-0320 Tracking No.: JG-2022-0037

## ORDER GRANTING MOTION TO WITHDRAW DIRECT TESTIMONY

Issue Date: August 19, 2021

Effective Date: August 19, 2021

On August 16, 2021,<sup>1</sup> The Empire District Gas Company d/b/a Liberty ("Empire Gas") filed tariff sheets designed to increase the Company's annual base distribution gas revenues. On August 16, the Company filed Direct Testimony. On August 18, the Commission issued its Order Giving Notice, Setting a Deadline to Intervene, Setting a Deadline to Respond to the Test Year, and Directing a Proposed Schedule (Order). On August 18, the Empire Gas filed a Tariff Withdrawal Cover Letter stating the tariff sheets JG-2022-0037 were withdrawn and stating that the Company would also seek to withdraw the testimony filed on August 16. On August 18, the Commission vacated its order. On August 18, Empire Gas filed a Motion to Withdraw Direct Testimony. All testimony in question was filed on August 16. Empire stated it would submit a new tariff with new supporting direct testimony and so the testimony currently on file should be withdrawn "[i]n order to maintain a clear record in this proceeding and avoid confusion that could created by having two sets of direct testimony..." The Commission will grant the request.

## THE COMMISSION ORDERS THAT:

1. Empire Gas's Motion to Withdraw Direct Testimony is granted.

<sup>&</sup>lt;sup>1</sup> All date references will be to 2021 unless otherwise specified.

2. The Data Center of the Missouri Public Service Commission shall withdraw

from EFIS all the Company's direct testimony filed on August 16, 2021.

3. This order shall be effective when issued.



BY THE COMMISSION

Morris L. Woodruff Secretary

Paul T. Graham, Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri, on this 19<sup>th</sup> day of August, 2021.