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October 18, 1999

**FILED<sup>2</sup>**

OCT 18 1999

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Executive Secretary  
Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

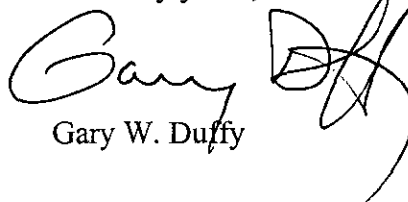
**RE:** Empire District Electric Company Case No. EM-2000-145 consolidated with  
Westar Generating, Inc. Case No. EA-2000-153

Dear Mr. Roberts:

Enclosed for filing in the above-referenced proceeding please find an original and fourteen copies of a Motion for Issuance of a Protective Order.

If you have any questions, please give me a call.

Sincerely yours,

  
Gary W. Duffy

Enclosures  
cc w/encl:

Office of Public Counsel  
Office of the General Counsel  
Marty Bregman  
Jim Fischer  
Virgil Brill  
Dave Gibson

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

In the matter of the application of The Empire )  
District Electric Company for permission and )  
authority to transfer a partial, undivided )  
interest in certain generation facilities, land and )  
related property owned by it to Westar )  
Generating, Inc. in accordance with a contract )  
dated July 26, 1999. )

Case No. EM-2000-145

**FILED<sup>2</sup>**

**OCT 18 1999**

**Missouri Public  
Service Commission**

Case No. EA-2000-153

In the Matter of the Application of Westar )  
Generating, Inc. for a Certificate of Public )  
Convenience and Necessity Authorizing it to )  
Construct, Install, Own, Operate, Control, )  
Manage, and Maintain Electric Production )  
Facilities in Jasper County, Missouri, Pursuant )  
to the terms of a July 26, 1999 Agreement for )  
the Construction, Ownership and Operation of )  
State Line Combined Cycle Generating )  
Facility. )

**MOTION FOR ISSUANCE OF PROTECTIVE ORDER**

Comes now The Empire District Electric Company ("Empire"), by and through its  
counsel, and for its Motion respectfully states as follows:

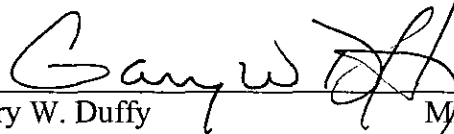
1. Empire has received data requests from the Staff of the Commission in this case which seek information regarding competitive bids which Empire solicited from third parties. In soliciting such proposals, Empire give assurances of confidentiality to the bidders. The bid information contains material which parties consider to be confidential business information and contracting strategies. The public dissemination of such information could lead to less competitive bids in power markets.

2. Empire therefore requests that the Commission issue in this case what has become known generally as its "standard form" protective order which contains both Highly Confidential and Proprietary categories so that Empire may respond to these data requests in a confidential

manner.

WHEREFORE, Applicant requests an order from the Commission issuing a Protective Order in these consolidated cases.

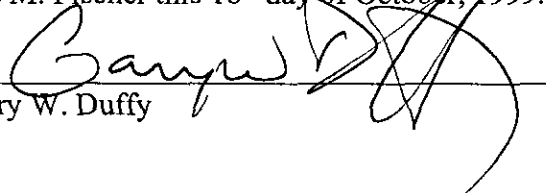
Respectfully submitted,



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Attorneys for  
The Empire District Electric Company

**Certificate of Service**

The undersigned certifies that a true and correct copy of the foregoing was served by either hand delivery or first class mail on the Office of the Public Counsel, the office of the General Counsel, Martin J. Bregman, and James M. Fischer this 18<sup>th</sup> day of October, 1999.



Gary W. Duffy

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