

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

In the Matter of the Tariff Filing of)
The Empire District Electric Company)
to Implement a General Rate Increase)
for Retail Electric Service Provided to)
Customers in its Missouri Service Area.)

Case No. ER-2006-0315

NOTICE OF CIRCUIT COURT ACTION

COMES NOW the Staff of the Missouri Public Service Commission, by and through the Commission's General Counsel, and hereby advises the Commission and all of the parties hereto that, on November 21, 2007, the Hon. Richard Callahan, Circuit Judge of the Circuit Court of Cole County, Missouri, dismissed Case No. 07AC-CC00125, styled *State of Missouri ex rel. Praxair, Inc. et al. v. Public Service Commission of the State of Missouri*, and that the Writ of Review issued by that Court on January 31, 2007, is thereby dissolved. A copy of the Order of the Court is attached hereto.

Respectfully submitted,

/s/ Kevin A. Thompson

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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 on this **21st day of November, 2007**.

/s/ Kevin A. Thompson