

FILED

SEP 13 2012

Missouri Public Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of the application of The Empire District Electric Company for the issuance of an Accounting Authority Order relating to its electrical operations and for a contingent waiver of the notice requirement of 4 CSR 240-4.020(2). Case No. EU-2011-0387

NOTICE OF WITHDRAWAL

Comes now The Empire District Electric Company ("Empire" or the "Company"), by and through counsel, and hereby withdraws, without prejudice, that portion of its application in the captioned-matter that seeks authority to defer the lost fixed cost components of the Company's rates.

Respectfully submitted,

Handwritten signature of James C. Swearingen

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via electronic mail on this 15TH day of November, 2011, to all parties of record.

Handwritten signature of James C. Swearingen

MAEA Exhibit No. 4 Date 9-10-12 Reporter KF File No. EE-2012-0345