

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

In the matter of The Empire District)
Electric Company of Joplin, Missouri for)
Authority to File Tariffs Increasing Rates)
for Electric Service Provided to)
Customers in the Missouri Service Area of)
the Company.)

File No. ER-2012-0345

MOTION FOR RECONSIDERATION

COMES NOW The Empire District Electric Company (“Empire” or “Company”), by and through counsel, and for its Motion for Reconsideration respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. By its Order Modifying Procedural Schedule issued in this case on August 24, 2012, the Commission directed Empire, by January 15, 2013, to file additional testimony concerning, generally, a possible “rate stabilization mechanism”. Other parties to the case were also authorized to file additional testimony on this topic. Similar requirements were also imposed by the Commission in the pending rate cases involving Union Electric Company d/b/a Ameren Missouri and Kansas City Power & Light Company.

2. Subsequently, in response to requests by the Office of the Public Counsel and other parties to the Ameren and Kansas City Power & Light rate cases, the Commission reconsidered and vacated its orders in those cases directing the parties to file testimony concerning the rate stabilization issue. Additionally, by order issued September 20, 2012 in Case No. AW-2013-0110, the Commission created a “working docket” to consider the establishment of rate stabilization mechanisms to reduce the need for frequent rate case filings and afforded interested utilities and others the opportunity to file comments.

3. Given the fact that the exploration of rate stabilization proposals will be conducted in the AW-2013-0110 docket and given the fact that the requirement to address this topic has been vacated from the Ameren and Kansas City Power & Light rate cases, Empire believes that it would be appropriate for and desires that the Commission reconsider and vacate its August 24, 2012 Order Modifying Procedural Schedule issued in the captioned-proceeding thereby relieving Empire and the other parties to this case from the necessity of addressing the rate stabilization issue in this proceeding.

4. The Office of the Public Counsel and Midwest Energy Consumers Group have indicated that they support this Motion. An advance copy of this Motion has been provided to the other parties to this case and none have indicated any objection to the relief requested herein.

WHEREFORE, Empire moves the Commission to grant the relief stated in paragraph 3 supra.

Respectfully submitted,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:



James C. Swearngen MBE #21510

Diana C. Carter MBE #50527

312 E. Capitol Avenue

P. O. Box 456

Jefferson City, MO 65102

Phone: (573) 635-7166

Fax: (573) 634-7431

E-mail: LRackers@brydonlaw.com

ATTORNEYS FOR THE EMPIRE
DISTRICT ELECTRIC COMPANY

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 1st day of November, 2012, to all parties of record.

