

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

In the Matter of The Empire District Electric)
Company’s Application for Approval of a)
Transportation Electrification Portfolio for) Case No. ET-2020-0390
Electric Customers in its Missouri Service Area)

**UNOPPOSED MOTION TO MODIFY STIPULATION AND ORDER
AND MOTION FOR EXPEDITED TREATMENT**

COMES NOW The Empire District Electric Company d/b/a Liberty and for its Unopposed Motion to Modify Stipulation and Order and Motion for Expedited Treatment, pursuant to Rule 20 CSR 4240-2.080(14), respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. On December 3, 2021, Liberty, the Staff of the Missouri Public Service Commission (“Staff”), the Office of the Public Counsel (“OPC”), the Missouri Propane Gas Association (“MPGA”), and Renew Missouri Advocates d/b/a Renew Missouri (“Renew Missouri”) filed a Global Stipulation and Agreement (“Stipulation”) in this docket, proposing and seeking Commission authorization for Liberty to establish and run a proposed Transportation Electrification Pilot Program. The remaining parties to this proceeding, the Midwest Energy Consumers Group (“MECG”), Charge Point, Inc. (“Charge Point”), and Union Electric Company d/b/a Ameren Missouri (“Ameren”), each stated their non-objection to the Commission’s approval of the Stipulation.

2. With the *Order Approving Stipulation and Agreement* issued January 19, 2022, effective January 29, 2022, the Commission approved the Stipulation herein, contemplating implementation of the Transportation Electrification Pilot Program through compliance tariff sheets in Liberty’s pending general rate case, Case No. ER-2021-0312.

3. On May 2, 2022, Liberty submitted its proposed tariff sheets in Case No. ER-2021-0312, to comply with the Commission's *Order Approving Stipulations and Agreements* issued March 9, 2022, effective March 19, 2022, and the Commission's *Report and Order* issued April 6, 2022, effective April 16, 2022, in that general rate case proceeding. The rate case compliance tariff sheets bear a requested effective date of June 1, 2022.

4. The periods for the time of use rates stemming from Liberty's general rate proceeding differ from the periods that were contemplated in the EV docket and set forth in the specimen tariff sheets approved as part of the Stipulation in the EV docket. In the interest of consistency and administrative efficiencies, Liberty seeks to modify the time of use periods from this docket to align with the time of use periods agreed to and approved in Liberty's general rate proceeding. Additional, minor changes will also need to be made to the specimen tariff sheets approved as part of the Stipulation in the EV docket in order to align with the compliance tariff sheets stemming from the *Order Approving Stipulations and Agreements* and the *Report and Order* in Liberty's general rate case proceeding.

5. As such, Liberty, with the consent or non-objection of all parties to this docket, seeks modification of the Stipulation and the Commission's order approving the same in this docket to the extent necessary to align with the general rate case compliance tariff sheets. As noted above, Liberty submitted its proposed rate case compliance tariff sheets on May 2, 2022, with a requested effective date of June 1, 2022.

6. Liberty requests that the Commission issue its order approving this Motion as soon as possible and so that the rate case compliance tariffs, including those implementing the Transportation Electrification Pilot Program, may take effect June 1, 2022.

7. Customers and the general public will benefit from the timely implementation of the Transportation Electrification Pilot Program and the rate case compliance tariff sheets as a whole, and no party or other person will be harmed by the granting of Liberty's Motion on an expedited basis. Further, Liberty states that this pleading was filed as soon as possible after the filing of the rate case compliance tariff sheets.

WHEREFORE, Liberty requests that the Commission issue its order granting this Motion to Modify Stipulation and Order and Motion for Expedited Treatment.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 6th day of May, 2022, with a copy sent to all counsel of record.

/s/ Diana C. Carter