

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

In the Matter of The Empire District Electric)
Company's Application for Variance and Request)
For Clarification Concerning Selected Provisions of) File No. EE-2010-0246
Commission Rules Related to Electric Utility)
Resource Planning.)

**MISSOURI DEPARTMENT OF NATURAL RESOURCES' APPLICATION TO
INTERVENE**

COMES NOW Missouri Department of Natural Resources (MDNR) and, pursuant to Commission Rule 4 CSR 240-2.075, respectfully requests that the Commission issue its order granting MDNR's Application to Intervene. For its Application, MDNR states as follows:

1. On February 26, 2010, Empire District Electric Company submitted to the Commission its Application for Variance and Request for Clarification Concerning Selected Provisions of Commission Rules Related to Electric Utility Resource Planning. By order dated March 1, 2010, the Commission issued its Order Providing Notice, Establishing Intervention Deadline and Directing Response. In its March 1, 2010, Order, the Commission established an intervention deadline of March 21, 2010.

2. MDNR, and specifically its Division of Energy, is a state agency vested with the powers and duties set forth in Section 640.150, RSMo.

3. MDNR has an interest different than that of the general public, and its intervention will serve a public interest in that the Division of Energy will be looking at the proposed filing from a formal policy and planning perspective as well as looking at the potential impacts on environmental quality. The Division of Energy's review also will be in relation to the mandate set forth in Section 640.150, RSMo. which includes planning for energy resource development; analyzing energy management issues; consulting and cooperating with all state and federal governmental agencies on matters of energy research and development, management,

conservation and distribution; assessing the potential impacts on environmental quality; and analyzing the potential for increased use of energy alternatives and making recommendations for the expanded use of such alternate energy sources and technologies.

WHEREFORE, the Missouri Department of Natural Resources respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or e-mailed to all counsel of record this 19th day of March, 2010.

/s/ Sarah Mangelsdorf
Sarah Mangelsdorf