

**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) **File No. ER-2010-0130**
Provided to Customers in the Missouri Service) **Tariff File No. Y#-2010-0303**
Area of the Company.)

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 October 29, the Empire District Electric Company submitted to the Missouri Public Service Commission (“Commission”) proposed tariffs seeking to implement a general rate increase for electric service. By Order dated November 4, 2009, the Commission issued its Suspension Order and Notice. In its November 4, 2009 Order, the Commission established an intervention deadline of November 20, 2009.
2. MDNR, and specifically its Energy Center, 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 Energy Center 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 Energy Center’s review also will be in relation to the mandate set forth in Section 640.150, RSMo. The mandate set forth in the

statute 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,

CHRIS KOSTER
Attorney General

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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 8th day of December, 2009.

/s/ Sarah B. Mangelsdorf
Sarah B. Mangelsdorf