

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

In the Matter of the Application of The Empire	)	
District Electric Company, et al., for an	)	Case No. AO-2018-0179
Affiliate Transactions Rule Variance	)	

**NOTICE OF OPERATION**

COME NOW the Applicants, The Empire District Electric Company, The Empire District Gas Company, Liberty Utilities (Midstates Natural Gas) Corp., and Liberty Utilities (Missouri Water) LLC (collectively, “Liberty”), and respectfully submit this Notice of Operation to the Missouri Public Service Commission (“Commission”).

1. On December 29, 2017, Liberty filed an application seeking a variance from the Commission’s competitive bidding rules for electric and gas utilities with regard to an agreement with Liberty Utility Co. (“LUCo”) and the establishment of a “Money Pool.”

2. On August 15, 2019, the Commission issued its *Report and Order* herein, effective September 14, 2019. Ordered paragraph one of the *Report and Order* provides as follows:

The Application for Variance filed on December 29, 2017, by The Empire District Electric Company, The Empire District Gas Company, Liberty Utilities (Midstates Natural Gas) Corp., and Liberty Utilities (Missouri Water) LLC seeking a variance from the Commission’s affiliate transaction competitive bidding rules for electric and gas utilities, is granted subject to the ten safeguards set forth above.

3. One of the safeguards requires amendments to the Money Pool Agreement to be filed with the Commission, and one of the safeguards requires notice to the Commission regarding new Money Pool members.

4. LUCo anticipates the Money Pool to be operational by September 25, 2020. Attached hereto are the Money Pool Agreement, various withdrawals and joinders, and the First Amendment.

5. There is one new member to the Money Pool Agreement since it was originally presented to the Commission: Liberty Utilities (St. Lawrence Gas Company) Corp., a New York corporation. St. Lawrence Gas is a LUCo subsidiary, and, as such, is a Liberty affiliate. St. Lawrence Gas is a regulated utility based in Massena, New York, serving approximately 16,000 natural gas customers.

WHEREFORE, Liberty submits this Notice of Operation. No action on the part of the Commission is requested at this time.

Respectfully submitted,

/s/ Diana C. Carter

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### **CERTIFICATE OF SERVICE**

I hereby certify that the above document was filed in EFIS on this 14<sup>th</sup> day of September, 2020, with notice of the same sent to all counsel of record.

/s/ Diana C. Carter