

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

In the Matter of a Proposed Experimental)	
Regulatory Plan of Kansas City Power &)	Case No. EO-2005-0329
Light Company)	

EMPIRE'S RESPONSE TO ORDER REQUIRING PREHEARING BRIEFS

COMES NOW The Empire District Electric Company (Empire), and, in response to the Missouri Public Service Commission's (Commission) Order Requiring Prehearing Briefs, respectfully states as follows:

1. On June 6, 2005, the Commission issued its Order Requiring Prehearing Briefs. Therein, it stated that in the prehearing briefs "each party shall state what it believes each of its witnesses will prove at hearing, and what it believes it will ultimately prove at the end of its case."
2. Empire does not intend to call any witnesses at the hearing of this matter. It is Empire's position that after the hearing of this matter that the Commission should approve the Nonunanimous Stipulation and Agreement filed in this matter on March 29, 2005.
3. Empire reserves the right to file a post-hearing brief, if such briefs are requested or allowed.

WHEREFORE, Empire requests that the Commission consider this response to the Order Requiring Prehearing Briefs.

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was delivered by electronic mail on this 15th day of June, 2005, to all parties of record.


