

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION  
JEFFERSON CITY  
May 15, 2000**

**CASE NO: EM-2000-369**

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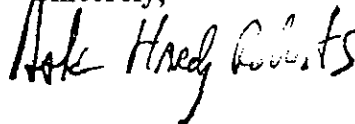
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**Enclosed find certified copy of an ORDER in the above-numbered case(s).**

Sincerely,



**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

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

In the Matter of the Joint Application of     )  
UtiliCorp United Inc. and The Empire     )  
District Electric Company for Authority to     )  
Merge The Empire District Electric Company     )  
with and into UtiliCorp United Inc., and,     )  
in Connection Therewith, Certain Other     )  
Related Transactions.     )

Case No. EM-2000-369

**ORDER GRANTING MOTION TO SUBSTITUTE WITNESS  
AND TO FILE RELATED DIRECT TESTIMONY**

On April 26, 2000, UtiliCorp United Inc. (UtiliCorp) filed a motion asking that the Commission permit Frank A. DeBacker to adopt the previously filed testimony of Robert W. Holzwarth. The motion indicates that Mr. Holzwarth has changed job assignments and is no longer available to testify. In addition, the motion seeks leave to file certain additional direct testimony of Mr. DeBacker.

4 CSR 240-2.080(16) provides that parties shall be allowed not more than ten (10) days from the date of filing in which to respond to any pleading unless otherwise ordered by the commission. More than ten days have passed since UtiliCorp filed its motion and no responses have been filed.

The Commission has considered UtiliCorp's motion and finds that it should be granted.

**IT IS THEREFORE ORDERED:**

1. That UtiliCorp United Inc.'s Motion to Substitute Witness and to File Related Direct Testimony is granted.

2. That this order shall become effective on May 25, 2000.

**BY THE COMMISSION**



**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

( S E A L )

Morris L. Woodruff, Regulatory Law  
Judge, by delegation of authority  
pursuant to 4 CSR 240-2.120(1),  
(November 30, 1995) and Section 386.240,  
RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 15th day of May, 2000.

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

I have compared the preceding copy with the original on file in this office and  
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,  
Missouri, this 15<sup>th</sup> day of May 2000.

*Dale Hardy Roberts*

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Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

