

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

In the Matter of the Request of The Empire)
District Electric Company d/b/a Liberty for)
Authority to File Tariffs Increasing) Case No. ER-2021-0312
Rates for Electric Service Provided to)
Customers in its Missouri Service Area)

SECOND PARTIAL STIPULATION AND AGREEMENT

COME NOW the Staff of the Missouri Public Service Commission (“Staff”), the Office of the Public Counsel (“OPC”), and The Empire District Electric Company d/b/a Liberty (“Empire”), by and through their respective counsel, and for the parties’ Second Partial Stipulation and Agreement (“Second Stipulation”),¹ respectfully state as follows the Missouri Public Service Commission (“Commission”):

1. Issue No. 3 of the Amended List of Issues reads as follows: “Should the Commission order Empire to report additional details of its reliability investment programs?”
2. With this Second Stipulation, Issue No. 3 is resolved as follows: Empire agrees to update the status of its reliability improvement projects and expenditures in a format similar to Schedule JW-1 of Jeff Westfall’s direct testimony, with Staff and Empire to meet first to discuss the goals of the increased reporting. The additional information will be included with the reliability improvement program annual report currently required by the Commission’s rule and will be submitted as a non-case filing in EFIS.
3. Issue No. 5 of the Amended List of Issues, Project Guardian, reads as follows: (a) Should the Commission order Empire to meet with Staff and OPC on Project Guardian? (b) Should the Commission order Empire to meet with Staff and OPC on all other “pilots” the Company is currently running or plans to run.
4. With this Second Stipulation, Issue No. 5 is resolved as follows: Empire will meet with Staff and OPC on Project Guardian.
5. Issue No. 12 of the Amended List of Issues, Billing, reads as follows:

¹ Midwest Energy Consumers Group (“MECG”), Renew Missouri Advocates (“RenewMO”), the City of Ozark, Missouri (“Ozark”), Empire District Retired Members & Spouses Association, LLC (“EDRA”), and The Empire District Electric Company SERP Retirees, LLC (“EDES”) are also parties to this proceeding. Although not signatories, these parties do not object to the approval of this Second Stipulation. As such, the Commission may treat it as unanimous.

- (a) Should the Commission order Empire to meet with Staff and OPC at least twice before its next rate case regarding input on the feasibility of future bill revisions with the intent to update the bill's contents in a cost-effective and customer informative manner moving forward?
- (b) Should Empire be ordered to update its bill and its website with the following information within one month (or sooner) of rates going into effect in this case?
- Provide a link to the SAFHR website <https://www.mohousingresources.com/safhr> and not the Company's website;
 - Include some supporting messaging containing relevant information (i.e., what it is, how one can participate, etc.) regarding Project Help;
 - Include language containing contact information regarding Low-Income Weatherization Assistance Program ("LIWAP") enrollment; and
 - Add language that directs further billing questions to a hyperlink to the Company's website which provides an FAQ of greater billing detail (e.g., this is what a MEEIA surcharge is, this is what the FAC is, what do TOU rates mean, etc.).
6. With this Second Stipulation, Issue No. 12 is resolved as follows: Empire to update its bill with references to SAFHR or the website with easy to use information, within 60 days of rates going into effect in this case.
- Provide a link to the SAFHR website <https://www.mohousingresources.com/safhr> and not the Company's website;
 - Include a link to supporting messaging containing relevant information (i.e., what it is, how one can participate, etc.) regarding Project Help;
 - Include a link to language containing contact information regarding Low-Income Weatherization Assistance Program ("LIWAP") enrollment; and
 - Add language that directs further billing questions to a hyperlink to the Company's website which provides an FAQ of greater billing detail (e.g., this is what a MEEIA surcharge is, this is what the FAC is, what do TOU rates mean, etc.).
7. Issue No. 16(d) of the Amended List of Issues reads as follows: "Should the Commission order Empire District Electric Company to provide additional information regarding the bearing deformation associated with turbine-79 of the Neosho Ridge wind farm?"
8. With this Second Stipulation, Issue 16(d) is resolved as follows: Empire agrees to provide to Staff: (1) quarterly summary results of the Bearing Monitoring Plan, as provided to the Class A members; (2) annual costs to comply with Section 6.10(v) of the LLCA; (3) notice of exceedance of tolerances identified by the Bearing Monitoring plan and bearing failure; (4) notice of warranty expirations for the component; and (5) in the event of a failure, identification of all costs to remedy the T-79 bearing deformation, including but not limited to: replacement cost, labor costs, identification of other components that require replacement as a result of the bearing issue, PTC replacement costs, all "Damages," as defined by the LLCA, paid to Class A members, and total cost to remedy the bearing issue.

Respectfully submitted,

**ATTORNEYS FOR THE EMPIRE DISTRICT
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/s/ Diana C. Carter

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CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 31st day of January, 2022, and sent by electronic transmission to all counsel of record.

/s/ Diana C. Carter