

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

William L. Gehrs, Jr.,)	
)	
Complainant,)	
)	
vs.)	File No. EC-2018-0033
)	
The Empire District Electric Company,)	
)	
Respondent.)	

EMPIRE’S RESPONSE TO COMMISSION ORDER

COMES NOW The Empire District Electric Company (“Empire”), and in Response to the *Order Directing Responses* issued herein on June 5, 2018, and the Motion to Allow Inquiry of Third Party submitted by William L. Gehrs, Jr., Empire respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. With his Motion to Allow Inquiry of Third Party, it appears Mr. Gehrs is asking the Commission for permission to disseminate a portion of a confidential data request response that was provided to counsel for Mr. Gehrs – and likely viewed by Mr. Gehrs pursuant to his executed Nondisclosure Agreement. The data request response at issue is “confidential” pursuant to the Commission’s rules, as the response contains customer-specific information. Empire originally objected to Mr. Gehrs’ discovery requests regarding other customers. After Mr. Gehrs retained legal counsel in this matter, Empire’s objections were overruled.¹

2. Mr. Gehrs proposes to provide the data request response to the customer who is the subject of the data request. As such, Empire does not object to the requested disclosure on the basis

¹ See *Order Granting Enforcement of Discovery*, December 20, 2017 (EFIS Doc. No. 28).

that the information was originally provided by Empire. Empire does not otherwise take a position as to whether the Commission should grant the permission being requested by Mr. Gehrs.

WHEREFORE, Empire respectfully submits this Response to Commission Order and requests such relief as is just and proper under the circumstances.

Respectfully submitted,

BRYDON, SWEARENGEN & ENGLAND, P.C.

By: /s/ Diana C. Carter
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CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed in EFIS on this 6th day of June, 2018, with notification sent to all counsel of record, and that a copy was sent by electronic transmission to Mr. Gehrs, pro se.

/s/ Diana C. Carter