

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held by telephone and internet audio conference on the 5TH day of August, 2020

In the Matter of the Application of The)
Empire District Electric Company for) **File No. EA-2019-0010**
Certificates of Convenience and Necessity)
Related to Wind Generation Facilities)

**ORDER GRANTING MOTION TO MODIFY THE STIPULATION AND
AGREEMENT CONCERNING WILDLIFE ISSUES**

Issue Date: August 5, 2020

Effective Date: September 4, 2020

On May 11, 2020, the Missouri Department of Conservation (MDC) filed a motion requesting that the Commission approve the deletion of paragraph 9 of Appendix A to the Stipulation and Agreement Concerning Wildlife Issues approved by the Commission in its June 19, 2019 Report and Order. MDC reported that it discussed the potential deletion of paragraph 9 of Appendix A with counsel for the other parties to this case and that The Empire District Electric Company (Empire) indicated it supports the proposed deletion and counsel for all other parties indicated they do not object to the deletion. The Commission directed any responses to the motion be filed no later than May 21, 2020. No responses were filed.

In support of its request to modify the Stipulation and Agreement Concerning Wildlife Issues, MDC stated that paragraph 9 of Appendix A was included at the request of MDC and contemplates that MDC will conduct a traffic count survey, with specified funding to be provided by Empire. MDC stated that since it originally requested the traffic count survey, it has changed its staffing priorities, and it no longer desires to move forward

with such survey. Consequently, MDC requests that the Commission issue an order deleting paragraph 9.

The Commission has reviewed the unopposed motion and finds it reasonable to modify the Stipulation and Agreement Concerning Wildlife Issues as requested.

THE COMMISSION ORDERS THAT:

1. The Motion to Modify Stipulation is granted.
2. Paragraph 9 of Appendix A to the Stipulation and Agreement Concerning Wildlife Issues approved by the Commission in its June 19, 2019 Report and Order, is deleted and the signatories to that agreement no longer need to comply with that paragraph.
3. This order is effective on September 4, 2020.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Silvey, Chm., Kenney, Rupp, Coleman, and
Holsman CC., concur.

Dippell, Senior Regulatory Law Judge