

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

In the Matter of the Application of The Empire	)	
District Electric Company for Authority to	)	
Transfer Functional Control of Certain	)	Case No. EO-2006-0141
Transmission Assets to the Southwest Power	)	
Pool, Inc.	)	

**MIDWEST INDEPENDENT TRANSMISSION SYSTEM OPERATOR, INC.'S  
WAIVER OF RIGHT TO HEARING**

Midwest Independent Transmission System Operator, Inc. ("Midwest ISO"), pursuant to 4 CSR 240-2.115 (E), states:

1. Midwest ISO understands that the majority of the parties have filed a Stipulation and Agreement ("Stipulation") in the above referenced case.
2. Midwest ISO does not oppose the Stipulation.
3. Midwest ISO waives its right to a hearing on the Stipulation.

Respectfully submitted,

/s/ Karl Zobrist  
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ATTORNEYS FOR MIDWEST ISO

**Certificate of Service**

I hereby certify that a true and final copy of the foregoing was served via electronic transmission on this 28th day of February, 2006, to counsel of record:

/s/ Karl Zobrist