

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

In the Matter of The Empire District)
Electric Company’s Request for Authority) **File No. ER-2019-0374**
to File Tariffs Increasing Rates for Electric)
Service Provided to Customers in its)
Missouri Service Area)

**ORDER DIRECTING PUBLIC COUNSEL RESPOND TO MOTIONS TO
STRIKE**

Issue Date: April 10, 2020

Effective Date: April 10, 2020

On April 10, 2020, the Midwest Energy Consumers Group (MECG) filed a motion to strike a portion of the Office of the Public Counsel’s (OPC) witness Geoff Marke’s surrebuttal testimony. MECG seeks to strike page 12, line 13, through page 13, line 3.

On April 10, Renew Missouri also filed a motion to strike page 13, line 13, through page 17, line 19, of Geoff Marke’s surrebutal testimony.

MECG and Renew Missouri assert that portions of Geoff Marke’s testimony do not comply with Commission Rule 20 CSR 4240-2.130, limiting the scope of surrebuttal to matters raised in rebuttal testimony. Renew Missouri additionally alleges that Geoff Marke failed to identify evidence supporting conclusions that energy efficiency programs be eliminated.

The Commission will order OPC to respond.

THE COMMISSION ORDERS THAT:

1. The Office of the Public Counsel shall file a response to Midwest Energy Consumers Group and Renew Missouri’s motions to strike no later than April 13, 2020.

2. This order is effective when issued.



BY THE COMMISSION

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

Morris L. Woodruff
Secretary

John T. Clark, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 10th day of April, 2020.