

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 19<sup>th</sup> day of  
May, 2021.

In the Matter of The Empire District	)	<b><u>File No. EO-2021-0333</u></b>
Electric Company d/b/a Liberty (Empire)	)	Tariff No. JE-2021-0178
True-Up Fuel Adjustment Clause (FAC)	)	

**ORDER APPROVING FUEL ADJUSTMENT TRUE-UP**

Issue Date: May 19, 2021

Effective Date: May 31, 2021

On April 1, 2021, The Empire District Electric Company, d/b/a Liberty (Liberty) filed a request for approval of a true-up amount related to the company's fuel adjustment clause (FAC), as provided by Commission Rule 20 CSR 4240-20.090(9). The true-up filing concerns billing months June 2020 through November 2020, which are designated Recovery Period 23. Liberty's filing indicates during that period it under-collected \$1,293,237 from customers.

On May 3, 2021, the Staff of the Commission (Staff) recommended the Commission approve Liberty's true-up filing amount of \$1,293,237 in under-collected costs for Recovery Period 23. Staff noted that the true-up amount for Recovery Period 23 is used in the calculation of the Fuel and Purchased Power amount included in Liberty's Accumulation Period 25 adjustment filing in File No. ER-2021-0332. Staff noted that in the adjustment filing in File No. ER-2021-0332, Liberty has requested to defer until its next general rate case extraordinary costs related to the February 2021 Winter Storm Uri and also requested to defer this under-collection of \$1,293,237.

On May 13, 2021, in response to a May 12, 2021 filing by the Office of the Public Counsel (OPC) in opposition to approval of Liberty's tariff sheet filed in this proceeding and in File No. ER-2021-0332, the Commission directed any replies to OPC's opposition be filed no later than 9:00 a.m. May 17, 2021. Staff and Liberty filed replies, but no party objects to the true-up amount.

Based on the parties' filings, the Commission finds that while the true-up amount for Recovery Period 23 is a component of the tariff sheet proposed in File No. ER-2021-0333, approval of the true-up amount neither constitutes nor requires approval of Liberty's proposed tariff sheet.

On the basis of Liberty's uncontested filing and Staff's review and recommendation, the Commission concludes Liberty's true-up amount should be approved. Approval of the true-up amount does not constitute approval of the tariff sheet submitted by Liberty and assigned Tariff No. JE-2021-0178. The tariff sheet assigned Tariff No. JE-2021-0178 will be addressed by proceedings in File No. ER-2021-0332.

To comply with the initial 60-day period for review of a true-up filing required by rule,<sup>1</sup> this order will be effective in fewer than 30 days.

**THE COMMISSION ORDERS THAT:**

1. Liberty's true-up amount for Recovery Period 23 is approved.
2. This order does not approve a tariff sheet.
3. This order shall be effective on May 31, 2021.

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<sup>1</sup> 20 CSR 4240-20.090(9)(F).

4. This file shall close on June 1, 2021.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff  
Secretary

Silvey, Chm., Rupp, Coleman, and  
Holsman, CC., concur.  
Kolkmeier, C., abstains.

Dippell, Deputy Chief Regulatory Law Judge