

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

The Staff of the Missouri Public
Service Commission,

Complainant,

v.

The Empire District Electric Company,

Respondent.

Case No. EC-2009-0078

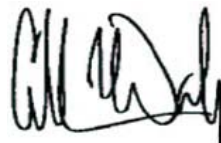
**NOTICE ACKNOWLEDGING DISMISSAL OF COMPLAINT AND
CLOSING CASE**

Issue Date: February 2, 2009

The Commission's Staff filed a complaint against The Empire District Electric Company on September 2, 2008. On February 2, 2009, Staff filed a notice dismissing its complaint with the consent of all parties.

Commission Rule 4 CSR 240-2.116(1) permits a complainant to voluntarily dismiss its complaint without an order of the Commission at any time with the written consent of the adverse parties. Therefore, the Commission acknowledges Staff's voluntarily dismissal of its complaint. Nothing remains for decision by the Commission and this case shall be closed.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Dated at Jefferson City, Missouri,
on this 2nd day of February, 2009.

Woodruff, Deputy Chief Regulatory Law Judge