

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of The)
Empire District Electric Company d/b/a)
Liberty to Obtain a Certificate of) **File No. EA-2023-0131**
Convenience and Necessity to Enhance)
System Resiliency)

ORDER GRANTING STAY OF PROCEEDINGS

Issue Date: May 10, 2023

Effective Date: May 10, 2023

On February 14, 2023, The Empire District Electric Company d/b/a Liberty filed an application with the Commission seeking an order granting a Certificate of Convenience and Necessity (CCN) authorizing Liberty to construct, install, own, operate, maintain, and otherwise control and manage two combustion turbine generators to replace existing combustion turbine generators Riverton Unit 10 and Riverton Unit 11.

On February 16, 2023, the Commission issued an *Order Directing Notice, Setting Intervention and Response Deadlines, and Directing Staff Recommendation*, which, among other things, set an April 3rd deadline for the Staff of the Commission (Staff) to file a recommendation or a status report stating when it expects to file a recommendation.

On April 3, 2023, Staff filed its *Status Report* and proposed a May 3, 2023, deadline for Staff to file its recommendation on Liberty's CCN application or to file a joint procedural schedule from the parties, if appropriate. On April 26, 2023, the Commission issued an *Order Granting Extension of Time* in which it set May 10, 2023, as the deadline for Staff to file its recommendation on Liberty's CCN application or, in lieu of a recommendation, a joint procedural schedule on behalf of all parties.

On May 9, 2023, Liberty filed a *Motion for Stay of Proceedings* to allow Liberty time to address additional developments regarding the generation interconnection process with the Southwest Power Pool and to provide additional information to Staff and other parties regarding the details of the proposed project. Liberty proposes to provide monthly status reports during the pendency of the stay. Liberty also requests that the Commission relieve Staff of its current obligation to file a recommendation or joint procedural schedule during the pendency of the stay.

The Commission will grant Liberty's motion.

THE COMMISSION ORDERS THAT:

1. The proceedings in this matter are stayed until further notice by the Commission.
2. During the stay, Staff is relieved of its obligation to file a recommendation or joint procedural schedule, as previously ordered by the Commission.
3. Liberty shall provide monthly status reports beginning on June 15, 2023.
4. This order shall be effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 10th day of May, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 10th day of May, 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

May 10, 2023

File/Case No. EA-2023-0131

**Missouri Public Service
Commission**
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

Liberty (Empire)
Diana C Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
Diana.Carter@LibertyUtilities.com

**Missouri Public Service
Commission**
Nicole Mers
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
nicole.mers@psc.mo.gov

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.