

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

In the Matter of the Proposed Charges Related to	)	
the Fuel Adjustment Clause of The Empire District	)	<b><u>File No. EO-2009-0349</u></b>
Electric Company	)	

**ORDER AND NOTICE**

Issue Date: April 2, 2009

Effective Date: April 2, 2009

On April 1, 2009, The Empire District Electric Company filed proposed rate schedules to make adjustments to its fuel adjustment clause (FAC). The rate schedules increase charges related to the FAC approximately \$1.9 million.

The Commission will give notice of this filing to the public, and will set a deadline for the filing of intervention requests. Pursuant to Commission Rule 4 CSR 240-3.161(10), parties in Empire's last general rate case, which was File No. ER-2008-0093, are automatically intervenors in this case, and need not apply for intervention.

**THE COMMISSION ORDERS THAT:**

1. The Missouri Public Service Commission's Data Center shall mail a copy of this notice to each of the parties in File No. ER-2008-0093.
2. The Missouri Public Service Commission's Data Center shall mail a copy of this notice to the County Commission for each of the counties in the Missouri service territory of The Empire District Electric Company.
3. The Missouri Public Service Commission's Information Officer shall make notice of this order available to the media serving The Empire District Electric Company's service area, and to the members of the General Assembly representing The Empire District Electric Company's service area.

4. Any proper person wishing to intervene in this matter shall file an application to do so no later than April 22, 2009. Such applications shall be filed with:

Secretary  
Missouri Public Service Commission  
Post Office Box 360  
Jefferson City, Missouri 65102

with a copy served on:

W. Scott Keith  
The Empire District Electric Company  
602 South Joplin Avenue  
Joplin, Missouri 64802

L. Russell Mitten, Esq.  
Brydon, Swearingen & England  
312 East Capitol Avenue  
Post Office Box 456  
Jefferson City, Missouri 65102

and:

Office of the Public Counsel  
Post Office Box 2230  
Jefferson City, Missouri 65102

5. This order shall become effective immediately upon issuance.

**BY THE COMMISSION**

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale  
Secretary

( S E A L )

Ronald D. Pridgin, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 2<sup>nd</sup> day of April, 2009.