BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Empire District Electric Company's Application for Variance Concerning Commission Rule 4 CSR 240-22.080

File No. EE-2012-0095

ORDER DIRECTING NOTICE AND ESTABLISHING TIME TO APPLY TO INTERVENE

Issue Date: September 29, 2011 Effective Date: September 29, 2011

On September 29, 2011, The Empire District Electric Company filed an application in which it asks the Commission to grant it a variance or waiver from certain provisions of the Commission's resource planning rules. Empire claims that a variance or waiver is appropriate because it is currently complying with the intent of those rule provisions by engaging in discussions with a Stakeholder Advisory Group established as a result of the stipulation and agreement that resolved Empire's most recent IRP case, EO-2011-0066.

Before acting on Empire's application, the Commission will give notice of this filing to the parties in EO-2011-0066. The Commission will also establish a date by which any party wishing to apply to intervene shall do so.

THE COMMISSION ORDERS THAT:

1. The Commission's Data Center shall send a copy of this order to all parties to Case Number EO-2011-0066.

2. Any party that wishes to intervene in this case shall file an application to intervene no later than October 17, 2011.

3. This order shall become effective immediately upon issuance.

BY THE COMMISSION

(SEAL)

Steven C. Reed Secretary

Morris L. Woodruff, Chief Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 29th day of September, 2011.