

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

In the Matter of the Sixth Prudence Review )	
Of Costs Subject to the Commission- )	Case No. EO-2017-0065
Approved Fuel Adjustment Clause of the )	
Empire District Electric Company )	

**MOTION FOR EXTENSION OF TIME  
TO FILE APPLICATION FOR REHEARING**

COMES NOW, Office of Public Counsel (“OPC”), by and through counsel, and hereby requests this Commission to extend the time for OPC to file its Application for Rehearing for the following reasons:

- 1) In the January 3, 2018, Order, and during the agenda meeting of the same date, Commissioner Rupp dissented to the Commission’s Majority Report and Order.
- 2) The Report and Order stated that “Rupp, C. dissents with dissenting opinion to follow.”
- 3) To date, this January 9, 2018, the dissenting opinion has not been published to the parties.
- 4) In order to draft its Application for Rehearing, OPC needs sufficient time to review the dissenting opinion.
- 5) As it stands, the Application for Rehearing would be due on January 16, 2018 (accounting for the weekend and holiday), which means OPC has only 4 more business days to complete its Application for Rehearing. *See* 4 CSR 240-2.160(2).
- 6) Additionally, Counsel for OPC is new to this case and needs additional time to familiarize himself with the record.

- 7) Counsel for OPC proposes that the Application for Rehearing be due 10 days from the publication of the dissent, whenever that may be.
- 8) Counsel for OPC emailed counsel for Staff and counsel for Empire on January 8, 2018, in order to obtain to their consent to this request, but has not heard back from either party.

Wherefore, the Office of the Public Counsel respectfully asks this Commission to extend the deadline to ten (10) days from the date of the dissent being issued.

Respectfully submitted,

/s/ Curtis Schube

Curtis Schube

Deputy Public Counsel

Missouri Bar. No. 63227

Office of Public Counsel

PO Box 2230

Jefferson City, MO 65102

573-751-5324-Phone

537-751-5562-FAX

Curtis.Schube@ded.mo.gov

#### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 9<sup>th</sup> day of January 2018.

/s/ Curtis Schube