

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the First Prudence Review of Costs)
Subject to the Commission-Approved Fuel Adjustment)
Clause of The Empire District Electric Company)
File No. EO-2010-0084

ORDER GRANTING MOTION ON AFFIDAVITS

Issue Date: March 3, 2010

Effective Date: March 3, 2010

On March 2, 2010, the Commission's Staff filed a motion to withdraw defective affidavits and file replacement affidavits that verified the Report and Recommendation that was filed on February 26, 2010. The defective affidavits were incorrectly dated. Staff also seeks to file an additional affidavit that was inadvertently omitted.

Based upon Staff's representations, the Commission finds that Staff's request is not presented or maintained for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation. Nor would granting Staff's request prejudice any other party. Staff's request is reasonable and the Commission will grant it.

THE COMMISSION ORDERS THAT:

1. The Staff of the Missouri Public Service Commission's "Motion to Withdraw and File Affidavits" is granted.

2. This order shall become effective immediately upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name.

Steven C. Reed
Secretary

(S E A L)

Harold Stearley, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 2nd day of March, 2010.