

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

In the Matter of The Empire District Electric Company's)
2013 Utility Resource Filing Pursuant to 4 CSR 240-22) File No. EO-2013-0405

**RESPONSE TO MOTION OF
RENEW MISSOURI FOR LEAVE TO INTERVENE**

COMES NOW The Empire District Electric Company (Empire), and, in response to the Motion of Renew Missouri for Leave to Intervene (Motion for Leave), states as follows to the Missouri Public Service Commission (Commission):

1. On February 28, 2013, Empire filed with the Commission an Application for Waiver/Extension requesting that the Commission grant it a waiver of Commission Rules 4 CSR 240-22.080(1) and 4 CSR 240-22.080(5)(A) and an extension of the date for filing its 2013 Integrated Resource Plan (IRP) until July 1, 2013. Empire's Application included a schedule of events that would lead up to the July 1, 2013 IRP filing.

2. On March 20, 2013, the Commission issued its Order Granting Waiver and Extension of Time. The Order granted the relief requested by Empire.

3. On April 24, 2013, Earth Island Institute d/b/a Renew Missouri (Renew Missouri) filed its Motion for Leave in this case.

4. Renew Missouri's motion admits that the thirty (30) days for intervention in this matter allowed by Commission Rule 4 CSR 240-2.075 have passed. However, it asserts that intervention should still be granted so that Renew Missouri can "review the DSM Potential Study and initial DSM program measure screenings and provide input to the utility and other stakeholders." Motion, para. 3.

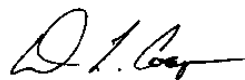
5. The requested intervention in this case will serve no purpose in regard to the 2013 IRP. In accordance with the schedule set forth in Empire's application in this case, Empire

provided its stakeholders with the referenced DSM potential study on March 15, 2013. The stakeholders later met to discuss the DSM analysis and critical uncertain factors. Stakeholder comments on the DSM Potential Study were provided to Empire the week of April 1, 2013. Empire is now in the integration phase of preparing its IRP. Nothing from the stakeholder group remains to be done other than one final meeting of the Empire IRP Stakeholder Advisory Group for an update and the filing of the IRP on July 1, 2013. The Empire IRP Stakeholder Advisory Group was established as a result of File No. EO-2011-0066 and has been meeting quarterly since June 2011. No further changes to the DSM Potential Study and the DSM program measure screenings may be made at this date without causing additional cost and a delay of the July 1 IRP filing.

6. Once Empire files its IRP, the Commission will give notice and an opportunity for intervention related to that filing. If Renew Missouri seeks to participate in the review of Empire's IRP, it is at that point it should seek to intervene.

WHEREFORE, Empire respectfully requests that the Commission issue its order denying the Motion of Renew Missouri for Leave to Intervene and granting such further relief as the Commission deems just and proper under the circumstances.

Respectfully submitted,



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CERTIFICATE OF SERVICE

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