

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

|                                               |   |                       |
|-----------------------------------------------|---|-----------------------|
| In the Matter of the Empire District Electric | ) |                       |
| Company's Infrastructure Standards            | ) |                       |
| Compliance Plan Pursuant to                   | ) | Case No. EO-2018-0402 |
| 4 CSR 240-23.020(3)                           | ) |                       |

**MOTION TO DECLASSIFY CONFIDENTIAL DESIGNATION**

**COMES NOW**, the Office of the Public Counsel (OPC), by and through counsel, and states as follows:

1. On July 10, 2018, the OPC filed a Motion to Open File for Comments or in the Alternative Accept Late Filed Comments to seek Empire Electric District Company's (Empire) compliance with Commission Rule 4 CSR 240-23.020(3)(C) regarding its 2017 Reliability Compliance Report.
2. The next day the Commission ordered Empire to respond to OPC's concerns and to justify why the 2017 Reliability Compliance Report was designated as confidential.
3. In its response filed on July 25, 2018, Empire noted that OPC had filed its earlier motion respecting Empire's confidential designation, but had then concluded that nothing referenced in the OPC's Motion needed to be treated as confidential. Instead Empire determined that the OPC's Motion may be "public in its entirety."<sup>1</sup>
4. The OPC believes that the concerns regarding Empire's 2017 Reliability Compliance Report should now be made public to facilitate Empire's accountability to its ratepayers.

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<sup>1</sup> *Empire's Response to Commission Order and Comments of OPC*, Case No. EO-2018-0402 (July 25, 2018).

**WHEREFORE**, the OPC requests that its prior filed Motion to Open File for Comments or in the Alternative Accept Late Filed Comments have its confidential status declassified so that the redacted portions become publically available.

Respectfully,

OFFICE OF THE PUBLIC COUNSEL

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**Attorney for the Office of the Public  
Counsel**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served, either electronically or by hand delivery or by First Class United States Mail, postage prepaid, on this 26<sup>th</sup> day of July, 2018, with notice of the same being sent to all counsel of record.

/s/ Caleb Hall