

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of The Empire District)
Electric Company and Ozark Electric Cooperative for)
Approval of a Written Territorial Agreement Designating) **Case No. EO-2008-0043**
the Boundaries of an Exclusive Service Area for Ozark)
within a Tract of Land in Greene County, Missouri and)
Associated Requests for Approval of a Transfer of)
Facilities and Change of Supplier.)

ORDER APPROVING TARIFF SHEETS FILED IN COMPLIANCE
WITH COMMISSION'S ORDER

Issue Date: May 2, 2008

Effective Date: May 14, 2008

This order approves the tariff sheets filed in compliance with a Missouri Public Service Commission order by The Empire District Electric Company.

In its Report and Order issued in this case on March 4, 2008, the Missouri Public Service Commission approved the First Territorial Agreement between The Empire District Electric Company (Empire) and Ozark Electric Cooperative (Ozark), approved the transfer of assets between the companies, and approved the change of electric supplier for approximately thirty-two structures from Empire to Ozark. The March 4, 2008 Report and Order also ordered Empire to file revised tariff sheets in compliance with the First Territorial Agreement.

On April 14, 2008, Empire filed in this case two (2) tariff sheets bearing a proposed effective date of May 14, 2008. Those tariff sheets were assigned Tariff No. YE-2008-0617. The tariff sheets revise Empire's Description of Service Territory by identifying, with maps and legal descriptions, the boundaries of the exclusive territories agreed to in the Territorial Agreement.

On May 1, 2008, the Commission's Staff filed a verified recommendation. Staff states that it has reviewed Tariff No. YE-2008-0617 and is of the opinion that it is in compliance with the Commission's March 4, 2008 Report and Order. Staff recommends that the Commission approve the proposed tariff sheets to become effective on May 14, 2008, or permit the tariff sheets to go into effect by operation-of-law on that date.

The Commission has reviewed Empire's tariff sheets and Staff's verified recommendation, which are hereby admitted into evidence. Based on these filings, the Commission finds that the tariff sheets shall be approved.

IT IS ORDERED THAT:

1. Tariff No. YE-2008-0617, submitted on April 14, 2008, is hereby approved for electric service rendered on or after May 14, 2008. The tariff sheets approved are:

P.S.C. Mo. No. 5, Section B

Original Sheet No. 20

Original Sheet No. 20a

2. This order shall become effective on May 14, 2008.
3. This case shall close on May 15, 2008.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

Cherlyn D. Voss, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 2nd day of May, 2008.