

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 21st day of July, 2022.

In the Matter of The Empire District Electric)
Company's Submission of Its Interim Report) **File No. EO-2012-0269**
Regarding Participation in the Southwest)
Power Pool, Inc.)

**ORDER GRANTING MOTION FOR EXTENSION OF CONDITIONAL
APPROVAL OF MEMBERSHIP IN THE SOUTHWEST POWER POOL**

Issue Date: July 21, 2022

Effective Date: July 31, 2022

This case concerns The Empire District Electric Company d/b/a Liberty's continued membership in the Southwest Power Pool (SPP). On September 11, 2013, the Commission approved a stipulation and agreement that provided for Liberty's continued participation in SPP through August 1, 2019. That stipulation and agreement contained provisions that required Liberty to undertake a cost/benefit study and prepare an interim report aimed at determining whether Liberty's participation in SPP should be approved beyond that date. In an order issued on March 1, 2017, the Commission extended that participation date until August 1, 2022. The 2017 order also required Liberty to file a 2021 interim report containing a completed cost/benefit study regarding Liberty's continued participate in SPP by April 30, 2021. On May 19, 2021, the Commission indefinitely stayed Liberty's obligation to file that study pending further order of the Commission, but did not extend the August 1, 2022 participation date.

On July 17, 2022, Liberty filed a motion asking the Commission to extend the interim and conditional approval of Liberty's membership in SPP for an additional two

years, from August 1, 2022, to August 1, 2024. The motion explains that the additional time will allow for possible agreement among the parties regarding further extension of Liberty's membership in SPP.

The Commission ordered that any party wishing to respond to Liberty's motion do so by July 20, 2022. The Commission's Staff filed a response on July 20, 2022. Staff does not oppose the requested extension of authority, but asks the Commission to also order Liberty to conduct specified studies and make certain filings recommended in Staff's report filed on June 11, 2021 in a related working case, File Number EW-2021-0104. Staff's recommendations in the working case would apply to all Missouri's investor-owned electric utilities, not just Liberty, and the Commission has never required any utility to respond to those recommendations. The Commission will not separately order Liberty to conduct those studies and make those filings in this case, but will further address Staff's recommendations in a subsequent order that will be issued in the working case.

Having considered the motion, and noting the rapidly approaching expiration of Liberty's authorization to maintain its membership in SPP, the Commission determines that an extension of Liberty's authorization is appropriate. The Commission will grant Liberty's motion. The Commission finds it reasonable to make this order effective in less than thirty days so it will be effective before the expiration of Liberty's authority to participate in SPP.

THE COMMISSION ORDERS THAT:

1. The interim and conditional approval of Liberty's membership in SPP is extended by two years to August 1, 2024.

2. This order shall be effective on July 31, 2022.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Silvey, Chm., Rupp, Coleman, Holsman, and
Kolkmeier CC., concur.

Woodruff, Chief Regulatory Law Judge


STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 21st day of July, 2022.





Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

July 21, 2022

File/Case No. EO-2012-0269

**Missouri Public Service
Commission**

Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opcservice@opc.mo.gov

Dogwood Energy, LLC

Carl J Lumley
130 S. Bemiston, Ste. 200
St. Louis, MO 63105
clumley@chgolaw.com

**Kansas City Power & Light
Company**

James M Fischer
101 Madison Street, Suite 400
Jefferson City, MO 65101
jfischerpc@aol.com

**Kansas City Power & Light
Company**

Roger W Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@evergy.com

**KCP&L Greater Missouri
Operations Company**

James M Fischer
101 Madison Street, Suite 400
Jefferson City, MO 65101
jfischerpc@aol.com

**KCP&L Greater Missouri
Operations Company**

Roger W Steiner
1200 Main Street, 16th Floor
P.O. Box 418679
Kansas City, MO 64105-9679
roger.steiner@evergy.com

Liberty (Empire)

Diana C Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
Diana.Carter@LibertyUtilities.com

Liberty (Empire)

Dean L Cooper
312 East Capitol
P.O. Box 456
Jefferson City, MO 65102
dcooper@brydonlaw.com

**Missouri Public Service
Commission**

Jeff Keevil
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
jeff.keevil@psc.mo.gov

Southwest Power Pool, Inc.

Mark W Comley
601 Monroe Street., Suite 301
Jefferson City, MO 65102-0537
mwood12952@embarqmail.com

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, stylized 'M' and 'W'.

**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.