

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

In the Matter of The Empire District Electric            )  
Company for Authority to File Tariffs Increasing        )  
Rates for Electric Service Provided to Customers        )        Case No. ER-2014-0351  
in the Company's Missouri Service Area                )

**EMPIRE'S MOTION FOR LEAVE  
TO FILE SUPPLEMENTAL DIRECT TESTIMONY**

COMES NOW The Empire District Electric Company ("Empire" or "Company"), by and through the undersigned counsel, and, pursuant to Commission Rule 4 CSR 240-2.130(8), hereby requests leave of the Missouri Public Service Commission ("Commission") to file the Supplemental Direct Testimony of Todd W. Tarter and the Supplemental Direct Testimony of Dr. James H. Vander Weide. In support of this request, Empire respectfully states as follows:

1. Empire filed its Notice of Intended Case Filing herein on May 28, 2014, and submitted revised tariffs and supporting testimony and other documentation on August 29, 2014. On October 28, 2014, the Commission issued its Order Setting Procedural Schedule. In addition to the Staff of the Commission and the Office of the Public Counsel, the Missouri Division of Energy, the City of Joplin, the Midwest Energy Users' Association, and the Midwest Energy Consumers Group are parties to this proceeding.

2. As part of its initial filing herein, Empire submitted the Direct Testimony of Todd W. Tarter to support, among other things, Empire's proposal to continue its Fuel Adjustment Clause ("FAC"). Empire submitted the Direct Testimony of Dr. James H. Vander Weide on the subjects of Empire's cost of equity and a recommended range of return on equity.

3. Empire and the Office of the Public Counsel have discussed Empire's direct testimony on issues related to Empire's requested continuation of its FAC, and Empire has

determined that the attached Supplemental Direct Testimony should be filed in order to address concerns raised by the Office of the Public Counsel.

4. The attached Supplemental Direct Testimony of Todd W. Tarter: (a) proposes a revised exemplar customer notice (Sch. TWT-5 and Supp. Sch. TWT-5)<sup>1</sup> pursuant to Commission Rule 3.161(3)(A); (b) provides additional heat rate test information (Sch. TWT-7 and Supp. Sch. TWT-7) pursuant to Commission Rule 3.161(3)(Q); and (c) provides additional explanation of forecasted environmental investment allowances, purchases, and sales (Supp. Sch. TWT-11) pursuant to Commission Rule 3.161(3)(S).

5. The attached Supplemental Direct Testimony of Dr. James H. Vander Weide provides additional explanation regarding the level of business risk attributable to the proposed changes to Empire's FAC, pursuant to Commission Rule 3.161(3)(N).

6. The attached Supplemental Direct Testimony does not alter Empire's requested return on equity, does not alter Empire's proposed FAC tariff sheets, and does not impact Empire's requested overall revenue requirement in this case.

7. The granting of this request and the filing of the proposed Supplemental Direct Testimony will not result in any harm to any party hereto and will not cause any delay in the processing of this case.

WHEREFORE, as set forth above, Empire seeks leave of the Commission to file the Supplemental Direct Testimony attached hereto. Empire seeks such other and further relief as the Commission deems just and proper under the circumstances.

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<sup>1</sup> In addition to non-substantive changes, the following sentence was added: "The difference between actually incurred fuel costs and this base cost would be billed or credited to each customer based on the customer's monthly energy usage."

Respectfully submitted,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

/s/ Diana C. Carter

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ATTORNEYS FOR THE EMPIRE  
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**CERTIFICATE OF SERVICE**

I hereby certify that the above and foregoing document was filed in EFIS and that a copy of the same was sent via electronic mail on this 19<sup>th</sup> day of November, 2014, to all counsel of record.

/s/ Diana C. Carter