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

In the Matter of the True-Up of The Empire ) <u>Fil</u> District Electric Company's Fuel Adjustment Clause ) Ta

File No. EO-2014-0088

Tariff No. JE-2014-0155

## ORDER DIRECTING NOTICE, SETTING INTERVENTION DEADLINE AND DIRECTING STAFF RECOMMENDATION

Issue Date: October 2, 2013

Effective Date: October 2, 2013

On October 1, 2013, The Empire District Electric Company ("Empire"), submitted an application containing a true-up filing for its Fuel Adjustment Clause ("FAC"). Empire requests that the Commission authorize a true-up adjustment and implement it under its FAC tariff for the recovery period ending May 31, 2013. The submitted tariff bears an effective date of December 1, 2013.

Pursuant to Commission Rule 4 CSR 240-20.090(5), the Commission's Staff shall submit a recommendation regarding the proposed true-up no later than 30 days after it's filing. No later than 60 days after receiving the proposed true-up, the Commission must: (1) issue an order deciding the true-up; or (2) suspend the timeline of the true-up to receive additional evidence or hold a hearing, if required. Consequently, the Commission shall issue notice, set an intervention deadline, and direct its Staff to file a recommendation.

Commission Rule 4 CSR 240-3.161(10) provides that parties to the rate case in which the Commission established Empire's fuel adjustment clause are automatically parties to this tariff case, without the necessity of having to apply for intervention. Therefore, the Commission acknowledges that the parties to File No. ER-2012-0345 are parties to this case, and will direct its Data Center to add those parties to the service list.

## THE COMMISSION ORDERS THAT:

- 1. The Commission's Data Center shall serve a copy of this order upon the parties to File No. ER-2012-0345.
- 2. The Commission's Data Center shall add all parties to File No. ER-2012-0345 to the service list for this case.
- 3. Any person or entity wishing to intervene shall file an application to intervene no later than October 15, 2013.
- 4. The Staff of the Missouri Public Service Commission shall, no later than October 31, 2013, file a recommendation regarding its examination and analysis of Empire's application.
  - 5. This order shall become effective immediately upon issuance.

STATE OF STA

BY THE COMMISSION

Morris I Wooduff

Morris L. Woodruff Secretary

Michael Bushmann, Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 2<sup>nd</sup> day of October, 2013.