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

In the Matter of the Petition of The Empire	)	
District Electric Company d/b/a Liberty to	)	
Obtain a Financing Order that Authorizes	)	Case No. EO-2022-0040
the Issuance of Securitized Utility Tariff	)	
Bonds for Qualified Extraordinary Costs	)	
In the Matter of the Petition of The Empire	)	
District Electric Company d/b/a Liberty to	)	
Obtain a Financing Order that Authorizes	)	Case No. EO-2022-0193
the Issuance of Securitized Utility Tariff	)	
Bonds for Energy Transition Costs Related	)	
to the Asbury Plant	)	

## PUBLIC COUNSEL'S MOTION FOR CLARIFICATION

**COMES NOW** the Office of Public Counsel (Public Counsel) and moves the Commission to clarify and apparent discrepancy in its Amended Report and Order as follows:

- 1. On page 37 of its Amended Report and Order the Commission states, "The Commission believes that Staff's proposal to calculate carrying costs for Winter Storm Uri related costs at Liberty's long-term debt rate of 4.65 percent is most appropriate because the costs to be securitized are not capital costs and there is no reason Liberty should be allowed to earn a profit on those costs."
- 2. On page 72 of its Amended Report and Order the Commission states, "For the same reason, the Commission finds it just and reasonable to allow Liberty to recover those carrying costs [on its Asbury generating plant balance] at its 4.65 percent cost of long-term debt rather than at is WACC."

3. On page 122 of its Amended Report and Order, in its second ordering paragraph the Commission states, "The securitized balance as of any given date is equal to the balance of securitized utility tariff costs plus carrying costs of 5.16%, which reflects a weighted balance of

4.65% for Uri costs and 6.77% for Asbury costs through the date the securitized utility tariff bonds are issued."

4. It appears to Public Counsel that the Commission's ordered paragraph which states carrying costs on the combined Storm Uri costs and Asbury balance at a rate of 5.16% is inconsistent with its separate decisions for carrying costs at the rate of 4.65% for the Storm Uri costs and the Asbury balance.

Wherefore, the Office of Public Counsel moves the Commission to clarify its Amended Report and Order with regard to the carrying costs identified herein.

Respectfully,

/s/ Nathan Williams Nathan Williams Chief Deputy Public Counsel Missouri Bar No. 35512

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## **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 9<sup>th</sup> day of February 2023.

## /s/ Nathan Williams