

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

In the Matter of Empire District Electric)
Company d/b/a Liberty (Empire) for)
Authority to Implement Rate Adjustments) **File No. ER-2021-0097**
Related to the Company's Fuel and)
Purchase Power Adjustment (FAC))
Required in 20 CSR 4240-20.090)

In the Matter of The Empire District)
Electric Company's Request for Authority)
to File Tariffs Increasing Rates for Electric) **File No. ER-2019-0374**
Service Provided to Customers in its)
Missouri Service Area)

ORDER DIRECTING FILING AND SETTING INTERVENTION DEADLINE

Issue Date: October 1, 2020

Effective Date: October 1, 2020

On October 1, 2020, The Empire District Electric Company d/b/a Liberty (Empire) filed a motion for variance and notice of new fuel adjustment clause (FAC) charge types. The motion requests a variance from the Commission's Rule 20 CSR 4240-20.090(8)(D)1A, requirement that a party proposing the inclusion of costs or revenues covered by a market settlement type or schedule file notice in the case approving the utility's FAC no later than 60 days prior to the utility's next fuel adjustment rate (FAR) adjustment filing. Liberty filed its FAR adjustment on October 1, 2020.

Liberty explains that Federal Energy Regulatory Commission changes allowed the Southwest Power Pool (SPP) to implement Combined Interest Resource modeling in August of 2020, which created two new charge types that will be reported on the SPP Settlement Statements. Liberty does not believe that notice is required because there are not actually new charge types, but a consolidation of previously approved charge types.

The Commission will set a deadline for interested parties to intervene.

THE COMMISSION ORDERS THAT:

1. Any application for intervention shall be filed no later than October 20, 2020.
2. Staff shall file its recommendation regarding the variance request and notice no later than October 30, 2020.
3. Any responses to Staff's recommendation or Liberty's variance and notice is due no later than November 6, 2020.
4. This order is effective when issued.



BY THE COMMISSION

Morris L. Woodruff

Morris L. Woodruff
Secretary

John T. Clark, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 1st day of October, 2020.