

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

In the Matter of the Application of The)
Empire District Electric Company for) Case No. EO-2018-0092
Approval of Its Customer Savings Plan)

**MISSOURI DIVISION OF ENERGY
APPLICATION TO INTERVENE**

COMES NOW the Missouri Department of Economic Development, Division of Energy¹ (“DE”) and, pursuant to Missouri Public Service Commission (“Commission”) Rule 4 CSR 240-2.075, respectfully requests that the Commission grant intervention to DE in the above-styled matter. For its Motion to Intervene, DE states as follows:

1. On October 31, 2017, the Empire District Electric Company filed an Application for Approval of its Customer Savings Plan and Application for Variance, and Motion for Waiver in the above-referenced case. Empire’s application seeks “regulatory validation” of a plan that involves the development of wind generation in or near Empire’s service territory.

2. DE is a state agency vested with the powers and duties set forth in, *inter alia*, §§ 640.150 and 640.676 RSMo.

3. DE’s interests are different than those of the general public, as illustrated by its statutory authority to plan for future energy needs and energy resource development; develop, promote, administer and monitor energy conservation programs;² consult and cooperate with all state and federal governmental agencies on matters of energy research and development, management, conservation and distribution; and analyze the potential for increased use of energy

¹ The Division of Energy was transferred from the Department of Natural Resources (DNR) to the Department of Economic Development (DED) on August 29, 2013 by Executive Order 13-03. The Executive Order transfers “[A]ll authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Energy from the Missouri Department of Natural Resources to the Missouri Department of Economic Development...”

² §§ 640.676 and 640.150 RSMo

alternatives and make recommendations for the expanded use of such alternate energy sources and technologies.³ DE's intervention will serve a public interest, as DE will evaluate the filings from a formal state policy and planning perspective consistent with its interests in clean, affordable, abundant energy, and its efficient use.

4. DE expects to develop its positions on specific issues as this case proceeds.

5. Communications, correspondence, orders and decision in this matter should be addressed to the undersigned with a copy to DEDEnergyCases@ded.mo.gov.

WHEREFORE, the Division of Energy respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

Marc Poston

Marc Poston, MBN #45722
Senior Counsel
Department of Economic Development
P.O. Box 1157
Jefferson City, MO 65102
(573) 751-5558
marc.poston@ded.mo.gov
**Attorney for Missouri Department of Economic
Development – Division of Energy**

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically on all counsel of record this 1st day of November, 2017.

Marc Poston

³ § 640.150.1 RSMo.