

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

In the Matter of The Empire District)
Electric Company d/b/a Liberty (Empire)) **File No. EO-2023-0343**
Fuel Adjustment Clause (FAC) True-Up)

STAFF RECOMMENDATION TO APPROVE TRUE-UP FILING

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, and for its *Staff Recommendation to Approve True-Up Filing* respectfully states:

1. On March 31, 2023, The Empire District Electric Company d/b/a Liberty (Empire)(hereafter referred to as “Empire” or “Company”) filed an Application with the Commission concerning its twenty-seventh true-up filing for Recovery Period 27 (“RP27”),¹ as allowed under Commission Rule 20 CSR 4240-20.090(9), in order to remedy an under-collection of \$1,122,287 from its customers following its Accumulation Period 27 (“AP27”).²

2. Commission Rule 20 CSR 4240-20.090(9)(D) requires the Commission’s Staff to examine and analyze the information Empire has submitted and to submit a recommendation to the Commission no later than 30 days after Empire made its filing—in this case, no later than May 1, 2023.

3. As explained in Staff’s *Memorandum*, attached hereto as Appendix A and incorporated herein by reference, Staff recommends the Commission approve Empire’s twenty-seventh true-up filing for RP27, during which Empire under-collected \$1,122,287 from its customers.

¹ June 1, 2022 through November 30, 2022.

² September 1, 2021 through February 28, 2022.

4. Staff reviewed and analyzed the direct testimony of Empire witness Brooke M. Prier, and her supporting work papers. Staff has concluded that Empire's calculations for the true-up amount for RP 27 are correct. The under-collected amount will be collected from customers as it will be included in Empire's proposed changes to its current period fuel adjustment rates in its semi-annual Fuel Adjustment Clause ("FAC") filing in File No. ER-2023-0342.

5. Staff has verified that Empire has filed its 2021 Annual Report³ and is not delinquent on any assessment. Empire is current on its submission of its Surveillance Monitoring reports as required by 20 CSR 4240-20.090(6), and its monthly reports required by 20 CSR 4240-20.090(5). With the exception of Empire's proposed changes to its current period fuel adjustment rates in its semi-annual FAC filing in File No. ER-2023-0342, Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

WHEREFORE, Staff submits its analysis and recommends that the Commission approve Empire's twenty-seventh true-up filing for RP27 during which Empire under-collected \$1,122,287 from its customers.

Respectfully submitted,

/s/ Travis J. Pringle

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³ Empire has requested an extension to file its 2022 annual report until May 15, 2023.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Postal mail, postage prepaid, on this 1st day of May, 2023 to all parties and/or counsel of record.

/s/ Travis J. Pringle

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
File No. EO-2023-0343
The Empire District Electric Company d/b/a Liberty (Empire)

FROM: Cynthia M. Tandy, Lead Senior Utility Regulatory Auditor

/s/ Cynthia M. Tandy 05/01/2023 /s/ Travis Pringle 05/01/2023
Energy Resources Department / Date Staff Counsel Department / Date

SUBJECT: Staff's Analysis of and Recommendation Concerning The Empire District Electric Company d/b/a Liberty (Empire) Twenty-Seventh Fuel Adjustment Clause True-up Filing Under the Provisions in 20 CSR 4240-20.090(9).

DATE: May 1, 2023

On March 31, 2023, The Empire District Electric Company d/b/a Liberty (Empire) (hereafter "Empire") filed with the Missouri Public Service Commission ("Commission"), in the form of direct testimony and supporting schedules of Empire witness Brooke M. Prier, its twenty-seventh true-up filing under the provisions of 20 CSR 4240-20.090(9).

Accumulation Period 27 ("AP27") includes the time period September 1, 2021 through February 28, 2022, and is followed by Recovery Period 27 ("RP27"), which includes the billing months of June 1, 2022 through November 30, 2022. The true-up amount of \$1,122,287 identified in this filing is the result of an under-collection of the Fuel and Purchased Power Adjustment ("FPA") amount for AP27 during RP27.

The true-up amount of \$1,122,287 for RP27 is included in the preliminary calculation of the Fuel and Purchased Power ("FPA") amount included in Empire's Accumulation Period 29 ("AP29") adjustment filing, also filed on March 31, 2023, in File No. ER-2023-0342, which Empire filed in compliance with its FAC.¹

¹ The Empire District Electric Company's P.S.C. Mo. No. 6, Section 4, 1st Revised Sheet No. 17p tariff sheet:

TRUE-UP OF FPA: In conjunction with an adjustment to its FAR, the Company will make a true-up filing with an adjustment to its FAC on the first Filing Date that occurs after completion of each Recovery Period. The true-up adjustment shall be the difference between the FPA revenues billed and the FPA revenues authorized for collection during the true-up recovery period, i.e. the true-up adjustment. Any true-up adjustments or refunds shall be reflected in item T above and shall include interest calculated as provided for in item I above.

The Commission Staff (“Staff”) examined the direct testimony of Empire witness Brooke M. Prier, the supporting schedules and work papers Empire provided with its true-up filing in this case, and the monthly information Empire has submitted to the Commission. Staff also reviewed and agrees with Empire’s monthly interest calculations for RP27.

Based on its examination and analysis of information Empire filed and submitted in this case, Staff recommends the Commission approve Empire’s RP27 true-up filing for the billing months June 1, 2022 through November 30, 2022 during which Empire under-collected \$1,122,287 from its customers for inclusion in the calculation of the FPA amount in Empire’s AP29 adjustment filing in File No. ER-2023-0342.

Staff has verified that Empire has filed its 2021 annual report,² and is not delinquent on any assessment. Empire is current on its submission of its surveillance monitoring reports as required in 20 CSR 4240-20.090(6) and its monthly reports as required by 20 CSR 4240-20.090(5). Staff is not aware of any other matter before the Commission that affects or is affected by this filing, except as noted herein.

² Empire has requested an extension to file its 2022 annual report until May 15, 2023.

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

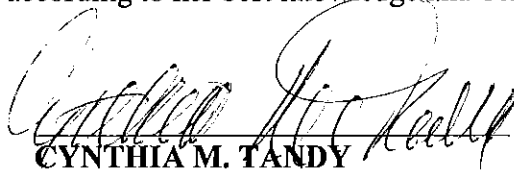
In the Matter of the Second Prudence)
Review of the Missouri Energy Efficiency) File No. EO-2023-0343
Investment Act (MEEIA) Cycle 3 Energy)
Efficiency Programs and Cycle 2 Long-)
Lead Projects of Union Electric Company)
d/b/a Ameren Missouri)

AFFIDAVIT OF CYNTHIA M. TANDY

STATE OF MISSOURI)
) ss.
COUNTY OF COLE)

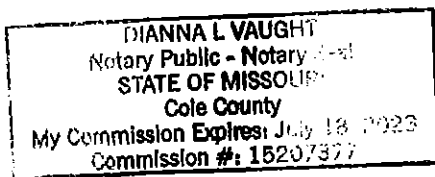
COMES NOW CYNTHIA M. TANDY and on her oath declares that she is of sound mind and lawful age; that she contributed to the foregoing *Staff Recommendation, in Memorandum form*; and that the same is true and correct according to her best knowledge and belief.

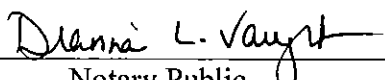
Further the Affiant sayeth not.


CYNTHIA M. TANDY

JURAT

Subscribed and sworn before me, a duly constituted and authorized Notary Public, in and for the County of Cole, State of Missouri, at my office in Jefferson City, on this 27th day of April, 2023.




Notary Public