

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

In the Matter of The Empire District Electric)
Company's Application to Modify its FAC)
Tariff)

File No. ER-2010-0275
Tracking No. YE-2010-0589

CLARIFICATION OF STAFF RECOMMENDATION TO APPROVE TARIFF SHEET

COMES NOW the Staff ("Staff") of the Missouri Public Service Commission ("Commission"), by and through counsel, and for its *Clarification of Staff Recommendation to Approve Tariff Sheet* states as follows:

1. On April 1, 2010, The Empire District Electric Company ("Empire") filed a tariff sheet bearing a proposed effective date of June 1, 2010 to revise its Cost Adjustment Factors (CAF) of its Fuel Adjustment Clause (FAC). The filing was pursuant to the Commission's *Report and Order* in Case No. ER-2008-0093, authorizing Empire's FAC.

2. On April 26, 2010, Staff filed its *Recommendation to Approve Tariff Sheet*.

3. On April 29, 2010, Staff was alerted to the fact that its Memorandum, Appendix A of the April 26, 2010, filing, contained a typographical error.

4. Staff hereby clarifies that the first paragraph of the Memorandum should read as follows:

On April 1, 2010, The Empire District Electric Company ("Empire") filed one (1) tariff sheet bearing a proposed effective date of June 1, 2010, to revise its Cost Adjustment Factors ("CAF") (Items 10 and 11 on Sheet No. 17c) of its Fuel Adjustment Clause ("FAC"). Included in the filing are: the

proposed tariff sheet, the testimony of W. Scott Keith and Empire's work papers. The testimony and work papers included information supporting Empire's calculation of the CAF for ~~Accumulation Period 4~~ **Recovery Period 3** (June 1, 2010 through November 30, 2010) resulting from: 1) 95% of the difference between Empire's actual fuel and purchased power costs and Empire's base costs during Accumulation Period 3 (September 1, 2009 through February 28, 2010); and 2) the trueup of the over/under recovery amount as a result of the CAF for Recovery Period 1 (June 1, 2009 through November 30, 2009).

WHEREFORE, the Staff submits its *Clarification of Staff Recommendation to Approve Tariff Sheet*.

Respectfully submitted,

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronic mailed to all counsel of record this 30th day of April, 2010.

/s/ Sarah L. Kliethermes