

BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of the Third Prudence)	
Review of Costs Subject to the)	File No. EO-2013-0114
Commission-Approved Fuel Adjustment)	
Clause of The Empire District Electric)	
Company.)	

DOGWOOD ENERGY, LLC'S APPLICATION TO INTERVENE

COMES NOW Dogwood Energy, LLC ("Dogwood") and respectfully submits its Application to Intervene in this proceeding pursuant to 4 CSR 240-2.075 and 3.161(10). In support of its Application, Dogwood states as follows:

1. Dogwood is a limited liability company organized and existing under the laws of the State of Delaware and authorized to conduct business in the State of Missouri. Dogwood owns a majority interest in the Dogwood Energy Facility, a 650 MW jointly-owned combined cycle generating facility located in Pleasant Hill, Missouri.

2. All communications and pleadings in this case should be directed to:

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3. On September 21, 2012, Staff of the Missouri Public Service Commission filed its Notice of Start of Third Prudence Audit indicating that it plans to conduct a prudence review of the costs and revenues associated with The Empire District Electric Company's ("Empire") FAC for the period March 1, 2011 to August 31, 2012.

4. On January 9, 2013, the Commission issued its Order Directing Notice, Establishing an Intervention Date and Setting a Deadline for Requesting a Hearing, establishing an intervention date of January 29, 2013.

5. Dogwood seeks to intervene in this proceeding because the Commission's decision could adversely affect Dogwood's interests as a potential supply side resource to Empire, which are different than the general public. As an owner of a generating facility in western Missouri, Dogwood must ensure robust access for power supplies in the region. Dogwood has been an active participant in many cases before the Commission regarding such matters, including but not limited to proceedings regarding changes to the Commission's IRP rules and industry planning practices. Both Dogwood and Empire are members of the Southwest Power Pool. Dogwood has been an active participant in Empire's recent IRP proceedings. Dogwood takes no position at this time pending further investigation.

6. Granting Dogwood's Application to Intervene will also be in the public interest because Dogwood will bring to this proceeding its expertise in the areas being investigated and its experience as a wholesale electric power provider.

WHEREFORE, Dogwood respectfully requests that the Commission grant this Application to Intervene together with any further and/or additional relief the Commission deems just and proper.

Respectfully submitted,

CURTIS, HEINZ,
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s/ Carl J. Lumley

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CERTIFICATE OF SERVICE

A true and correct copy of the foregoing was emailed, faxed or mailed by U.S. Mail, postage paid, this 29th day of January, 2013, to the persons shown on the attached list.

s/ Carl J. Lumley

File/Case No. EO-2013-0114 and ER-2012-0345

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