## BEFORE THE MISSOURI PUBLIC SERVICE COMMISSION

In the Matter of Empire District	)	
Electric Company's 2010 Utility	)	File No. EO-2011-0066
Resource Filing Pursuant to CSR 240-22	)	

## **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. In support of its Application, Dogwood states as follows:

- 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 the 655 MW combined cycle generating facility located in Pleasant Hill,
  Missouri.
  - 2. All communications and pleadings in this case should be directed to:

Carl J. Lumley
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- 3. On September 3, 2010, Empire District Electric Company ("Empire") filed its 2010 Integrated Resource Planning Filing which is required by the Commission's Integrated Resource Planning rule, 4 CSR 240-22.
- 4. The Commission issued its Order on September 8, 2010 Directing Notice, Setting Intervention Deadline, Directing Filing and Scheduling a Conference setting an intervention deadline of September 15, 2010.

5. Dogwood seeks to intervene in this proceeding because the Commission's

decision could affect Dogwood's interests. As an owner of a generating facility in western

Missouri, Dogwood must ensure robust access to both transmission and 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 takes no position at this time pending

further investigation and understanding of Empire's Integrated Resource Plan.

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,

GARRETT & O'KEEFE, P.C.

/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 14th day of September, 2010, to the persons shown on the attached list.

/s/ Carl J. Lumley

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