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February 9, 2004

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

FILED

FEB 09 2004

RE: Case No. EO-2003-0271

Missouri Public
Service Commission

Mr. Roberts:

Enclosed for filing in the above-referenced matter are the original and eight (8) copies of Empire's Statement of Non-Opposition to Stipulation and Agreement. A copy of the foregoing Statement has been hand-delivered or mailed this date to all parties of record.

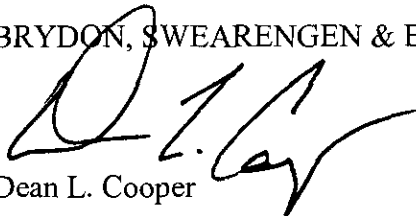
Thank you for your attention to this matter.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND P.C.

By:

Dean L. Cooper



DLC/jar

Enclosures

cc: Dana K. Joyce, General Counsel
John Coffman
James B. Lowery
Lisa C. Langeneckert
Michael A. Rump
Jeffrey A. Keevil
Diana M. Vuylsteke
Karl Zobrist

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED

FEB 09 2004

In re: Application of Union Electric Company)
For authority to participate in the Midwest)
ISO through a contractual relationship)
With Grid America LLC)

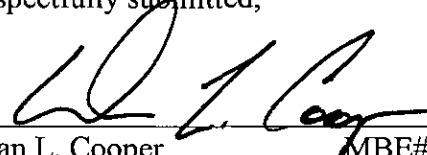
Missouri Public
Service Commission

Case No. EO-2003-0271

**EMPIRE'S
STATEMENT OF NON-OPPOSITION TO
STIPULATION AND AGREEMENT**

COMES NOW The Empire District Electric Company ("Empire"), in accordance with Missouri Public Service Commission ("Commission") Rule 4 CSR 240-2.115(E), and states that Empire neither supports nor opposes the Stipulation and Agreement filed with the Commission in the above-referenced matter on February 9, 2004. Empire further notes that section XI of the Stipulation and Agreement indicates that it will not serve as precedent in future proceedings. Therefore, Empire hereby provides notice that it does not oppose the Stipulation and Agreement and waives its right to a hearing.

Respectfully submitted,



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ATTORNEYS FOR THE EMPIRE DISTRICT
ELECTRIC COMPANY

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing was, on this 9th day of February, 2004, sent via U.S. Mail, postage prepaid, electronic mail or hand delivered, to the parties of record.

