

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

In the Matter of The Empire District Electric            )  
Company’s Revised Economic Development            )            Case No. ET-2019-0029  
Economic Development Rider Tariff Sheets            )

**STIPULATION AND AGREEMENT**

**COMES NOW**, the Office of the Public Counsel (OPC), and The Empire District Electric Company (Empire) (collectively “the Signatories”), by and through counsel, and states as follows:

**Background**

1. Empire filed a revised Economic Development Rider (EDR) tariff sheet on July 2, 2018. The Staff of the Public Service Commission (Staff) moved to suspend the tariff to determine whether or not the proposed revision conflicted with prior stipulations and agreements.
2. After determining that Empire’s proposed EDR modification does not conflict with prior stipulations and agreements, Staff recommended that Empire’s revised EDR tariff sheet be approved.
3. The OPC concurred with Staff, but also requested that the Public Service Commission (Commission) approve further conditions within Empire’s EDR tariff. The OPC asked that the Commission condition Empire’s EDR tariff on a requirement to annually file reports demonstrating that approved subsidized rates are indeed resulting in economic development outcomes.

**Agreement Amongst the Signatories**

4. Empire and the OPC agree that Empire will file annual reports documenting compliance with EDR tariffs and statutes.

5. Empire will file with the Commission the actual EDR contracts upon execution, with customer names and other customer identifying information redacted. Confidential versions will be provided to Staff, OPC, and the Division of Energy (DE) subject to execution of appropriate non-disclosure agreements by Staff, OPC and DE.

6. Filing of annual reports will occur in the applicable SB 564 docket for Empire, Case No. EO-2019-0046.

**WHEREFORE**, the Signatories request that the Commission approve Empire's EDR tariff sheet revisions subject to the terms hereof.

Respectfully,

OFFICE OF THE PUBLIC COUNSEL

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**Attorney for The Empire District Electric  
Company**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served, either electronically or by hand delivery or by First Class United States Mail, postage prepaid, on this 18<sup>th</sup> day of October, 2018, with notice of the same being sent to all counsel of record.

/s/ Caleb Hall