

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

In the Matter of The Empire District Electric)
Company d/b/a Liberty (Empire) Fuel) **File No. EO-2024-0119**
Adjustment Clause (FAC) True-Up)

STAFF RECOMMENDATION TO APPROVE TRUE-UP FILING

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through the undersigned counsel, and for its *Staff Recommendation to Approve True-Up Filing* respectfully states:

1. On September 29, 2023, The Empire District Electric Company d/b/a Liberty (“Empire”), submitted Monica K. Gloodt’s direct testimony and supporting schedules, and its twenty-eighth true-up filing under the provisions of 20 CSR 4240-20.090(9)¹.

2. Staff examined and analyzed the direct testimony of Monica K. Gloodt, along with supporting work papers. Staff recommends that the Commission approve Empire’s Recovery Period 28 (RP28) True-up filing for the billing months December 1, 2022 through May 31, 2023, during which Empire under-collected \$3,013,909 from its customers for inclusion in the calculation of the FPA amount in Empire’s 30th *Accumulation Period* adjustment filing in *File No. ER-2024-0118*, based on its examination and analysis of the information Empire filed and submitted in this case.

¹ Electric utilities use a “true-up case” process to adjust over- or under-billing during recovery periods, including interest accrued at the utility’s short-term borrowing rate. This involves filing pre-filed testimony, electronic information, monthly over- or under-billed amounts, monthly short-term borrowing rate adjustments, and additional Commission-ordered information.

3. Staff has verified that Empire has filed its 2022 Annual Report and is not delinquent on any assessment. Empire is current on its submission of its Surveillance Monitoring reports as required by 20 CSR 4240-20.090(6)², and its monthly reports required by 20 CSR 4240-20.090(5)³. With the exception of Empire's proposed changes to its current period fuel adjustment rates in its semi-annual fuel adjustment clause filing in *File No. ER-2024-0118*, Staff is not aware of any other matter before the Commission that affects or is affected by this filing.

WHEREFORE, Staff submits its analysis and recommends that the Commission approve Empire's twenty-eighth true-up filing for RP28 during which Empire under-collected \$3,013,909 from its customers.

Respectfully submitted,

/s/ Eric Vandergriff

Eric Vandergriff

Legal Counsel

Missouri Bar No. 73984

P.O. Box 360

Jefferson City, MO 65102

573-522-9524 (Voice)

573-751-9285 (Fax)

Eric.Vandergriff@psc.mo.gov

Staff Counsel for the Missouri
Public Service Commission

² Electric utilities must submit confidential surveillance monitoring reports, containing six sections including rate base, income statement, jurisdictional allocation factors, financial data notes, MEEIA requirements, cost recovery mechanisms, policy changes, and Commission-ordered information.

³ The electric utility must provide a monthly report to various parties, verified by an electronic representative, detailing energy usage, costs, transactions, capacity sold, and net energy generated, along with policy changes and Commission-ordered information.

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or electronically mailed to all parties and/or counsel of record on this 30th day of October, 2023.

/s/ Eric Vandergriff

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
File No. EO-2024-0119
The Empire District Electric Company, d/b/a Liberty (Empire)

FROM: Teresa Denney, Senior Utility Regulatory Auditor

DATE: /s/ Teresa Denney 10/30/2023
Energy Resources Department / Date

SUBJECT: Staff's Analysis of and Recommendation Concerning The Empire District Electric Company d/b/a Liberty (Empire) Twenty-Eighth Fuel Adjustment Clause True-up Filing Under the Provisions in 20 CSR 4240-20.090(9).

DATE: October 30, 2023

On September 29, 2023, The Empire District Electric Company, d/b/a Liberty (Empire) (hereafter "Empire") filed with the Missouri Public Service Commission ("Commission"), in the form of direct testimony and supporting schedules of Empire witness Monica K. Gloodt, its twenty-eighth true-up filing under the provisions of 20 CSR 4240-20.090(9).

Accumulation Period 28 ("AP28") includes the time period March 1, 2022 through August 31, 2022, and is followed by Recovery Period 28 ("RP28"), which includes the billing months of December 1, 2022 through May 31, 2023. The true-up amount of \$3,013,909 identified in this filing is the result of an under-collection of the Fuel and Purchased Power Adjustment ("FPA") amount for AP28 during RP28.

The true-up amount of \$3,013,909 for RP28 is included in the preliminary calculation of the Fuel and Purchased Power ("FPA") amount included in Empire's Accumulation Period 30 ("AP30") adjustment filing, also filed on September 29, 2023, in File No. ER-2024-0118, which Empire filed in compliance with its FAC.¹

¹ The Empire District Electric Company's P.S.C. Mo. No. 6, Section 4, 1st Revised Sheet No. 17p tariff sheet:

TRUE-UP OF FPA: In conjunction with an adjustment to its FAR, the Company will make a true-up filing with an adjustment to its FAC on the first Filing Date that occurs after completion of each Recovery Period. The true-up adjustment shall be the difference between the FPA revenues billed and the FPA revenues authorized for collection during the true-up recovery period, i.e. the true-up adjustment. Any true-up adjustments or refunds shall be reflected in item T above and shall include interest calculated as provided for in item I above.

The Commission Staff (“Staff”) examined the direct testimony of Empire witness Monica K. Gloodt, the supporting schedules and work papers Empire provided with its true-up filing in this case, and the monthly information Empire has submitted to the Commission. Staff also reviewed and agrees with Empire’s monthly interest calculations for RP28.

Based on its examination and analysis of information Empire filed and submitted in this case, Staff recommends the Commission approve Empire’s RP28 true-up filing for the billing months December 1, 2022 through May 31, 2023, during which Empire under-collected \$3,013,909 from its customers for inclusion in the calculation of the FPA amount in Empire’s AP30 adjustment filing in File No. ER-2024-0118.

Staff has verified that Empire has filed its 2022 annual report, and is not delinquent on any assessment. Empire is current on its submission of its surveillance monitoring reports as required in 20 CSR 4240-20.090(6) and its monthly reports as required by 20 CSR 4240-20.090(5). Staff is not aware of any other matter before the Commission that affects or is affected by this filing, except as noted herein.

