

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

In the Matter of the Application of The)
Empire District Electric Company d/b/a)
Liberty to Obtain a Certificate of)
Convenience and Necessity to Enhance)
System Resiliency) **File No. EA-2023-0131**

**ORDER DIRECTING STAFF RECOMMENDATION
OR JOINT PROPOSED PROCEDURAL SCHEDULE**

Issue Date: November 2, 2023

Effective Date: November 2, 2023

On February 14, 2023, The Empire District Electric Company d/b/a Liberty filed an application with the Commission seeking an order granting a Certificate of Convenience and Necessity (CCN) authorizing Liberty to construct, install, own, operate, maintain, and otherwise control and manage two combustion turbine generators, each with a nominal net output of 13.3 MW to replace existing combustion turbine generators Riverton Unit 10 and Riverton Unit 11.

On May 9, 2023, Liberty filed a *Motion for Stay of Proceedings* to allow Liberty time to address additional developments regarding the generation interconnection process with the Southwest Power Pool and to provide additional information to the Staff of the Commission (Staff) and other parties regarding the details of the proposed project. On May 10, 2023, the Commission granted Liberty’s motion and stayed the proceedings in this matter.

On October 13, 2023, Liberty filed an *Amended Application for a Certificate of Convenience and Necessity*. The Commission will direct Staff to file a recommendation on the amended application or, if appropriate, a joint proposed procedural schedule.

THE COMMISSION ORDERS THAT:

1. No later than December 15, 2023, Staff shall file a recommendation on Liberty's *Amended Application for a Certificate of Convenience and Necessity*. However, in lieu of a recommendation, if the parties deem an evidentiary hearing appropriate, Staff shall collaborate with the other parties and file—also no later than December 15, 2023—a joint proposed procedural schedule on behalf of all parties.

2. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell".

Nancy Dippell
Secretary

Kenneth J. Seyer, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 2nd day of November, 2023.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 2nd day of November 2023.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

November 2, 2023

File/Case No. EA-2023-0131

MO PSC Staff
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel (OPC)
Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@opc.mo.gov

Liberty (Empire)
Diana Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
diana.carter@libertyutilities.com

MO PSC Staff
Nicole Mers
200 Madison Street
Jefferson City, MO 65101
nicole.mers@psc.mo.gov

Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.