

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

In the Matter of The Empire District Electric)
Company's Submission of its Interim Report)
Regarding Participation in the Southwest)
Power Pool, Inc.)
File No. EO-2012-0269

**ORDER APPROVING
JOINTLY PROPOSED PROCEDURAL SCHEDULE**

Issue Date: June 12, 2013

Effective Date: June 12, 2013

The parties have filed a proposed procedural schedule. The schedule sets out dates for filing documents, dates for conferences, dates for an evidentiary hearing and conditions regarding discovery.

The Commission has reviewed and will approve the proposed procedural schedule.

THE COMMISSION ORDERS THAT:

1. The following procedural schedule is adopted:

Direct Testimony of Empire	7/12/13
Settlement Conference	8/06/13
Rebuttal Testimony	8/20/13
Data Request Response Time to Changes to 10 Calendar Days to Respond and 5 days to Object	8/21/13
Surrebuttal and Cross-Surrebuttal	9/24/13
Data Request Response Time Changes to 5 Calendar Days to Respond and 3 to Object	9/25/13
Settlement Conference Call	9/26/13
Last Day to Serve Discovery	10/7/13

List and Order of Issues/ Witnesses	10/11/13
Joint Stipulation of Facts	10/15/13
Position Statements	10/21/13
Evidentiary Hearing	10/24 and 10/25/13
Transcript Expedited	10/31/13
Post-Hearing Briefs	11/22/13
Reply Briefs	12/10/13

2. The parties have agreed to and are directed to comply with the following conditions regarding discovery:

- A. Response time to data requests regarding and after direct testimony filing up to rebuttal testimony filing: 10 calendar days to object and advise of need for more than 20 calendar days response time.
- B. Response time to data requests regarding and after rebuttal testimony filing up to surrebuttal and cross-surrebuttal testimony filing: 5 calendar days to object and advise of need for more than 10 calendar days response time.
- C. Response time to data requests regarding and after Surrebuttal and cross-surrebuttal testimony filing: 3 calendar days to object and advise of need for more than 5 calendar days response time.
- D. If a data request has been responded to, a copy of such response shall be provided to another requesting party, unless the responding party objects to providing the response to such requesting party.
- E. If a data request has not yet been responded to, a copy of such response shall be provided to a requesting party within the response time set for such underlying data request, unless the responding party objects to providing the response to such requesting party.
- F. All parties shall provide copies of testimony (including schedules), exhibits, and pleadings to other counsel of record by electronic means and in electronic form, essentially contemporaneous with the filing of such testimony, exhibits, or pleadings where the information is available in electronic format (.PDF, .DOC, .WPD, or .XLS). Parties are not required to put information that does not exist in electronic format into electronic format for purposes of exchanging it.

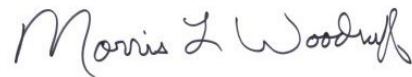
- G. The parties shall make an effort to not include highly confidential or proprietary information in data request questions. If highly confidential or proprietary information must be included in data requests questions, such information shall be appropriately designated as such pursuant to Commission rule 4 CSR 240-2.135.
- H. Each party serving a data request on another party shall provide an electronic copy of the text of the “description” of that data request to counsel for all other parties contemporaneously with service of the data request. Regarding Staff-issued data requests, if the description contains highly confidential or proprietary information or is voluminous, a hyperlink to the EFIS record of that data request shall be considered a sufficient copy. Data requests served after 5 pm shall be considered served on the next business day. If a party desires a copy of the response to a data request that has been served on another party, the party desiring the copy shall request a copy of the response from the responding party.
- I. Data request, objections, and notifications respecting the need for additional time to respond to data requests shall be sent by e-mail to counsel for all parties.
- J. Counsel may designate other personnel to be added to the service list for data requests, but shall assume responsibility for compliance with any restrictions on confidentiality.
- K. Data request responses will be served on counsel for the requesting party and on the requesting party’s employee or representative who submitted the data request, and shall be served electronically if feasible and not voluminous as defined by Commission rule.
- L. If feasible, The Empire District Electric Company and the Southwest Power Pool, Inc. shall submit responses to Staff-issued data requests in EFIS. Otherwise, they shall submit responses to Staff in electronic format, on compact disc or by other means agreed to by Staff counsel.
- M. Unless a party indicates that it does not want to receive them, workpapers that were prepared in the course of developing a witness’ testimony shall not be filed with the Commission, but submitted to each party within two business days after filing. If there are no workpapers, the party’s attorney shall notify the other parties within the time required to otherwise file the workpapers. Workpapers containing highly confidential or proprietary information shall be appropriately marked.
- N. Where workpapers or data request responses include models, spreadsheets, or similar information originally in a commonly available format where inputs or parameters may be changed to observe changes in inputs or outputs, the party providing the workpapers or responses

shall provide such information in original format with formulas intact, if available.

3. An evidentiary hearing shall be held on October 24 and 25, 2013, at 9:00 a.m. in the Governor Office Building, 200 Madison Street, Room 310, Jefferson City, Missouri. The hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this public hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

4. This order shall become effective upon issuance.

BY THE COMMISSION



Morris L. Woodruff
Secretary

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 12th day of June, 2013.