

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

In the Matter of the Application of)	
The Empire District Electric Company)	
for Authority to Transfer Functional Control)	Case No. EO-2006-0141
of Certain Transmission Assets to the)	
Southwest Power Pool, Inc.)	


NOTICE OF EXERCISE OF AUTHORITY

COMES NOW The Empire District Electric Company (Empire or Company), and provides notice to the Missouri Public Service Commission (Commission) as stated herein:

1. Section II.A(2)(g) of the Stipulation and Agreement approved in this case required Empire to provide notice to the Commission and the other parties within 10 days after Empire exercised the authority granted in this case.
2. Empire received the additional state regulatory approvals required for Empire's transfer of functional control when the Arkansas Public Service Commission issued its Order on August 10, 2006 (Docket No. 05-132-U, as consolidated with Docket No. 04-137-U, et al.) and the Kansas Corporation Commission issued its Order Approving Stipulation and Agreement and Granting Applications on September 19, 2006 (Docket Nos. 06-SPPE-202-COC and 06-WSEE-203-MIS). On January 16, 2007, the Federal Energy Regulatory Commission accepted the Service Agreement provided for by the Stipulation and Agreement in this case (FERC Docket Nos. ER06-1309-000, ER06-1309-001).
3. On February 1, 2007, Empire exercised the authority granted to it by the Commission in this case when SPP launched its Energy Imbalance Services (EIS) Market and began dispatching wholesale electricity. February 1, 2007 should therefore constitute the Effective Date described in Section II.A(2)(g) of the Stipulation and Agreement.

WHEREFORE, the Company, respectfully requests that the Commission take note of the information provided herein.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166 voice
(573) 635-3847 facsimile
Email: dcooper@brydonlaw.com

ATTORNEYS FOR THE EMPIRE DISTRICT
ELECTRIC COMPANY

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was hand-delivered, or sent by electronic mail, on February 5, 2007, to the following:

Steve Dottheim/Dennis Frey
Office of the General Counsel
Governor Office Building, 8th Floor
Jefferson City, Mo 65101

Lewis Mills
Office of the Public Counsel
Governor Office Building, 6th Floor
Jefferson City, MO 65101

Karl Zobrist
4520 Main Street, Suite 1100
Kansas City, MO 64111

David Linton
424 Summer Top Lane
Fenton, MO 63026

Paul Boudreau
312 E. Capitol Avenue
Jefferson City, MO 65101

James Fischer
101 Madison, Suite 400
Jefferson City MO 65101

