

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 22nd day
of November, 2011.

In the Matter of The Empire District Electric)	<u>File No. ER-2012-0098</u>
Company's Application to Modify its FAC Tariff)	Tariff No. YE-2012-0138

**ORDER APPROVING TARIFF
TO CHANGE FUEL ADJUSTMENT CLAUSE RATES**

Issue Date: November 22, 2011

Effective Date: December 1, 2011

On September 30, 2011, The Empire District Electric Company (Empire) filed a tariff to adjust the company's rates pursuant to its Fuel Adjustment Clause (FAC). In accordance with Empire's FAC, the proposed rate schedules are designed to recover from customers 95 percent of the company's net cost increases or decreases. Empire's requested adjustment would increase a typical residential customer's bill by approximately \$3.29 per month.

The Commission's Staff filed a recommendation regarding Empire's tariff on November 1. Staff verified that Empire's actual fuel and purchased power costs match the fuel and purchased power costs included in the company's calculated rates set in the submitted tariffs. Staff advises the Commission to approve the tariff to become effective on its December 1, 2011 effective date.

More than ten days have passed since Staff filed its recommendation, and no party has filed a response to that recommendation.¹

¹ Commission Rule 4 CSR 240-2.080(15) allows parties not more than ten days from the date of filing to respond to any pleading unless otherwise ordered by the Commission.

Based on the Direct Testimony of Todd W. Tarter, submitted by Empire along with its tariff, as well as the uncontested recommendation of Staff, the Commission will approve Empire's proposed rate schedule

THE COMMISSION ORDERS THAT:

1. The rate schedule submitted by The Empire District Electric Company as Tariff No. YE-2012-0138, is approved as an interim rate adjustment, subject to true-up and prudence reviews, to become effective on December 1, 2011. The tariff sheet approved is:

P.S.C. MO No. 5, Section 4

1st Revised Sheet No. 17k, Canceling Original Sheet No. 17k

2. This order shall become effective on December 1, 2011.
3. This file shall be closed on December 2, 2011.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Gunn, Chm., Davis, Jarrett,
and Kenney, CC., concur.

Pridgin, Senior Regulatory Law Judge