

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

In the Matter of The Empire District Electric )  
Company d/b/a Liberty (Empire) for Authority to )  
Implement Rate Adjustments Related to the ) **File No. ER-2025-0125**  
Company’s Fuel and Purchase Power Adjustment ) **Tariff No. JE-2024-0134**  
(FAC) Required in 20 CSR 4240-20.090(8) )

In the Matter of The Empire District Electric )  
Company d/b/a Liberty (Empire) Fuel Adjustment ) **File No. EO-2025-0126**  
Clause (FAC) True-Up )

**ORDER ESTABLISHING PROTECTIVE ORDER**

Issue Date: November 7, 2024

Effective Date: November 7, 2024

On October 1, 2024,<sup>1</sup> The Empire District Electric Company d/b/a Liberty submitted its proposed tariff to implement its Fuel Adjustment Rate (FAR). That same day, Liberty filed a *Motion for Protective Order*, requesting a protective order under Commission Rule 20 CSR 4240-2.135(4) covering materials and information deemed “highly confidential” by Liberty.

Liberty seeks protection for portions of Liberty’s direct testimony as Highly Confidential due to their competitively sensitive nature. Liberty also asks for protection of certain material regarding commodity prices, fuel procurement, generation costs, and planned purchases, as well as competitively sensitive information regarding wholesale electric market participants. No responses were received. The Commission will grant Liberty’s motion.

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<sup>1</sup> All dates refer to 2024 unless otherwise indicated.

**THE COMMISSION ORDERS THAT:**

1. Liberty’s request for a protective order is granted. The specific protections to be afforded are as follows.

- a. Certain materials and information divulged by Liberty shall be considered to be “highly confidential” if so designated at the time of disclosure. Any such designation shall be made in good faith.
- b. With regard to entities and individuals other than the Commission, the Staff of the Commission, the Office of the Public Counsel, and the Missouri Division of Energy:
  - i. Disclosure of materials or information so designated shall be made only to attorneys and/or to such outside consultants who have executed a Commission Nondisclosure Agreement. No Highly Confidential information shall be provided directly or indirectly to any non-attorney individual or employee.
  - ii. Persons afforded access to materials or information designated “Highly Confidential” shall neither use nor disclose such materials or information for purposes of business or competition or any other purpose other than in regard to the case referenced above and shall keep the materials and information secure and confidential and in accordance with the purposes and intent of the protective order.
  - iii. All material and information designated as “Highly Confidential” in the possession of any entity or person, as well as any notes pertaining to such information, shall be returned to Liberty or destroyed upon the conclusion of the referenced case.
- c. If a party disagrees with the “highly confidential” designation of any information, the party shall follow the informal discovery dispute resolution procedures set forth in Commission Rule 20 CSR 4240-2.090(8). If the party exhausts these dispute resolution procedures, the party may file a motion challenging the designation.

2. This order shall be effective when issued.



**BY THE COMMISSION**

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

Nancy Dippell  
Secretary

Riley G. Fewell, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

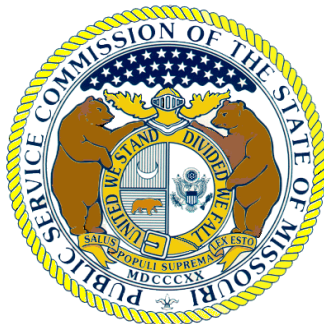
Dated at Jefferson City, Missouri,  
on this 7<sup>th</sup> day of November, 2024.

**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 7<sup>th</sup> day of November 2024.**



*Nancy Dippell*  
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**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**November 7, 2024**

**File/Case No. ER-2025-0125 and EO-2025-0126**

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Springfield, MO 65804

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

*Sincerely,*



**Nancy Dippell  
Secretary**

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