

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

In the Matter of The Empire District)
Electric Company’s Request for Authority) **File No. ER-2019-0374**
to File Tariffs Increasing Rates for Electric)
Service Provided to Customers in its)
Missouri Service Area)

**ORDER DIRECTING RESPONSES TO PUBLIC COUNSEL’S MOTION
TO RECONSIDER MODIFYING THE TEST YEAR**

Issue Date: January 30, 2020

Effective Date: January 30, 2020

On January 30, 2020, the Office of the Public Counsel (OPC) filed a motion asking the Commission to reconsider its prior order and modify the trued-up, updated test year to include adjustments for the retirement of Asbury. OPC renews its request that the Commission modify the test year to include isolated adjustments for Asbury’s retirement. In support of its motion, OPC provides additional numerical support for including the impacts of Asbury’s retirement, as well as an argument that it violates the fundamental goal of ratemaking to exclude Asbury’s retirement from this rate proceeding.

The Commission will order its Staff and The Empire District Electric Company to respond, and will allow for other responses.

THE COMMISSION ORDERS THAT:

1. The Commission’s Staff shall file a pleading no later than February 5, 2020, responding to the Office of the Public Counsel’s motion to reconsider.
2. The Empire District Electric Company shall file a pleading no later than February 5, 2020, responding to the Office of the Public Counsel’s motion to reconsider.

3. Any other party may respond to the Office of the Public Counsel's motion to reconsider no later than February 5, 2020.

4. This order shall be effective when issued.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff
Secretary

John T. Clark, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 30th day of January, 2020.

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 30th day of January 2020.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

January 30, 2020

File/Case No. ER-2019-0374

Missouri Public Service Commission

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

Marc Poston
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102
opc@psc.mo.gov

Empire District Electric Company, The

Diana C Carter
428 E. Capitol Avenue, Suite 303
Jefferson City, MO 65101
Diana.Carter@LibertyUtilities.com

Empire District Retired Members & Spouses Association, LLC

Douglas Healy
3010 E. Battlefield, Suite A
Springfield, MO 65804
doug@healylawoffices.com

Empire District Retired Members & Spouses Association, LLC

Terry M Jarrett
514 E. High Street, Suite 22
Jefferson City, MO 65101
terry@healylawoffices.com

IBEW Local Union 1464

Michael E Amash
753 State Ave, Suite 475
Kansas City, KS 66101
mea@blake-uhlig.com

IBEW Local Union 1474

Michael E Amash
753 State Ave, Suite 475
Kansas City, KS 66101
mea@blake-uhlig.com

Midwest Energy Consumers Group

David Woodsmall
308 E. High Street, Suite 204
Jefferson City, MO 65101
david.woodsmall@woodsmallllaw.com

Missouri Division of Energy

Jacob Westen
1101 Riverside Drive
P.O. Box 176
Jefferson City, MO 65102-0176
Jacob.Westen@dnr.mo.gov

Missouri Public Service Commission

Whitney Payne
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65102
whitney.payne@psc.mo.gov

National Housing Trust

Andrew J Linhares
3115 S. Grand Ave
Suite 600
St. Louis, MO 63118
Andrew@renewmo.org

Natural Resources Defense Council

Henry B Robertson
319 N. Fourth St., Suite 800
St. Louis, MO 63102
hrobertson@greatriverslaw.org

Renew Missouri

Tim Opitz
409 Vandiver Dr Building 5, Suite 205
Columbia, MO 65202
tim@renewmo.org

Sierra Club


Henry B Robertson
319 N. Fourth St., Suite 800
St. Louis, MO 63102
hrobertson@greatriverslaw.org

The Empire District Electric Company SERP Retirees, LLC

David Woodsmall
308 E. High Street, Suite 204
Jefferson City, MO 65101
david.woodsmall@woodsmallllaw.com

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

Sincerely,

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent "M" and "W".

**Morris L. Woodruff
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.