

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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

NOTICE REGARDING AFFIDAVITS

Issue Date: March 23, 2020

On March 21, 2020, The Empire District Electric Company (Empire) filed its Motion for Waiver and Request for Expedited Treatment. Empire states that surrebuttal and true-up direct testimony are due to be filed on March 27, 2020. Commission Rule 20 CSR 4240-2.130(8) requires that pre-filed testimony be accompanied by an affidavit providing the witnesses oath. Empire states that due to Covid-19 safety concerns Empire employees are working remotely to minimize in-person contact. Affidavits are generally verified in-person in front of a Notary Public.

Although Empire has requested a waiver, the Commission interprets its regulatory requirement for an affidavit to be met by means other than notarization. Specifically, section 509.030 RSMo states in part: "Any statutory requirement that pleadings be acknowledged under oath, verified or notarized may be satisfied by a declaration that the pleading is made under penalty of perjury." Likewise, any affidavit that would sufficiently satisfy a state statute would also satisfy a Commission rule. Therefore parties may file

affidavits in this case not verified by a Notary Public with a declaration that the pleading is made under penalty of perjury.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Secretary

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

Dated at Jefferson City, Missouri,
on this 23rd day of March, 2020.

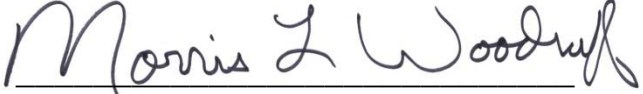
STATE OF MISSOURI

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 23rd day of March 2020.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 23, 2020

File/Case No. ER-2019-0374

Missouri Public Service Commission

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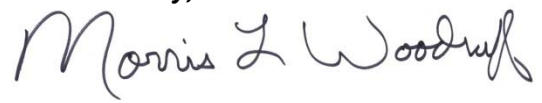
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The Empire District Electric Company SERP Retirees, LLC

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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.