



Based on the lack of objections and the previously stated findings, the Commission finds good cause exists to grant Empire's Application for Waiver and that no prejudice will result.<sup>2</sup>

**THE COMMISSION ORDERS THAT:**

1. Empire is granted a waiver from the requirements of Commission Rule 4 CSR 240-3.160(1)(A) to file a depreciation study, database and property unit catalog.
2. This order shall be effective when issued.

**BY THE COMMISSION**



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

Morris L. Woodruff  
Secretary

Kim S. Burton, Regulatory Law Judge,  
by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 27<sup>th</sup> day of October, 2014.

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<sup>2</sup> Failure of an agency to comply with its own rules may invalidate its actions only when prejudice results. *Missouri Nat. Educ. Ass'n v. Mo. State Bd. Of Mediation*, 695 S.W.2d 894, 897 (Mo. 1985).