

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

In the Matter of The Empire District Electric)
Company for Authority to File Tariffs Increasing)
Rates for Electric Service Provided to Customers)
in the Company's Missouri Service Area.) Case No. ER-2014-0351

**THE OFFICE OF THE PUBLIC COUNSEL'S WITHDRAWAL OF
REQUEST FOR ORDER**

COMES NOW the Missouri Office of the Public Counsel (Public Counsel) and withdraws its request that the Missouri Public Service Commission (Commission) strike those portions of the Empire District Electric Company (Empire) proposed tariff sheets requesting continuation of its Fuel Adjustment Clause (FAC) as well as the pre-filed testimony purporting to support the Rider.

In its Request for Order, Public Counsel noted its concern that Empire's filings did not meet the FAC minimum filing requirements set forth in 4 CSR 240-3.161(3)(H) & (I). Subsequently, Empire and Public Counsel met to discuss Public Counsel's concerns. Based on these discussions, Public Counsel understands that Empire will be filing additional supplemental testimony to address Public Counsel's concerns. As a result, Public Counsel now withdraws its Request for Order. By filing this withdrawal, Public Counsel makes no affirmative representation as to the adequacy of Empire's FAC filing, merely that with the forthcoming supplemental testimony Public Counsel no longer objects.

Again, Public Counsel wishes to note the willingness of Empire to work collaboratively to address Public Counsel's concerns and expresses its appreciation.

WHEREFORE, Public Counsel respectfully withdraws its Request for Order.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the parties of record this 10th day of December 2014:

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