

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

In the Matter of The Empire District Electric )	
Company's Submission of Its Interim Report )	Case No. EO-2012-0269
Regarding Participation in the Southwest )	
Power Pool, Inc. )	

**NOTICE OF CLARIFICATION**

Comes now, the Office of the Public Counsel (the "OPC") and respectfully files this Notice of Clarification.

1. On July 28, 2025, Liberty filed a Motion for Continuation of Conditional Approval (the "Liberty Motion") requesting that the Public Service Commission of the State of Missouri (the "Commission") extend its interim and conditional approval of Liberty's membership in the Southwest Power Pool (the "SPP"). (Doc. 41). Liberty "recommends an extension of interim approval until all transmission facilities identified in the 2024 ITP<sup>[1]</sup> are placed into service." (Mot. 6).
2. The next day, July 29, 2025, the OPC filed its Motion to Extend Interim and Conditional Approval and Motion for Expedited Treatment (the "OPC Motion"). (Doc. 43). In its Motion, the OPC noted its concern that if the Commission did not act on the Liberty Motion until after August 1, 2025, the Commission's prior grant of interim and conditional approval would become unconditional approval. (OPC Mot. 2-4). The OPC requested that the Commission grant a short extension of its previously granted interim and conditional approval—until October 1, 2025. (*Id.* 3, 5).
3. Today, July 30, 2025, the Commission issued its Order Directing Filing (the "Order"). (Doc. 44). The Commission recognized that Liberty requested "the

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<sup>1</sup> The 2024 ITP refers to SPP's Integrated Transmission Plan 2024. (Mot. 4).

Commission to extend the previously granted approval of Liberty’s membership in the Southwest Power Pool until all transmission facilities identified in the 2024 Integrated Transmission Plan (ITP) are placed into service by the above-referenced application.” (Order 1). The Commission then stated that the “OPC asks for the Commission to grant Liberty’s request for relief no later than July 31, 2025.” (*Id.*). The Commission directed that “[a]ny party objected to OPC’s motion shall do so no later than July 30, 2025.” (*Id.*).

4. The OPC files this Notice of Clarification to clarify its position. In its Motion the OPC asked the Commission to extend its previously granted interim and conditional approval for Liberty’s participation in the SPP *until October 1, 2025*, only. (OPC Mot. 3, 5). The OPC believes this short extension of the interim and conditional approval will allow all parties to this matter time to review the relief Liberty requested and to formulate their positions on that requested relief.
5. At this time, the OPC opposes Liberty’s request for an extension of interim and conditional approval until all transmission facilities identified in the 2024 ITP are placed into service.<sup>2</sup>

WHEREFORE, the OPC respectfully files this Notice of Clarification to clarify its request in the OPC Motion.

Respectfully submitted,

/s/ Lindsay VanGerpen  
Lindsay VanGerpen (#71213)  
Senior Counsel

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<sup>2</sup> As referenced in the OPC Motion, the OPC has not yet had a chance to fully consider and formulate its position on the relief requested in the Liberty Motion.

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the forgoing will be emailed to all counsel of record this 30th day of July 2025.

/s/ Lindsay VanGerpen