

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

In the Matter of The Empire District Electric)	
Company's Notice of Intent to File an)	
Application Concerning Demand-Side Programs)	File No. _____
And a Demand-Side Program Investment)	
Mechanism.)	

EMPIRE'S NOTICE OF INTENDED CASE FILING

COMES NOW The Empire District Electric Company ("Empire"), by and through counsel, and files this Notice of Intended Case Filing. In this regard, Empire respectfully states as follows to the Missouri Public Service Commission (the "Commission"):

1. Empire is a Kansas corporation with its principal office and place of business at 602 Joplin Street, Joplin, Missouri, 64802. Empire is qualified to conduct business and is conducting business in Kansas as well as in the states of Missouri, Arkansas and Oklahoma. Empire is engaged, generally, in the business of generating, purchasing, transmitting, distributing and selling electric energy in portions of said states. Empire also provides water service and, through a subsidiary, natural gas distribution service in Missouri. Empire's Missouri operations are subject to the jurisdiction of the Commission as provided by law.

2. Commission Rule 4 CSR 240-4.020, provides, in part, as follows:

(2) Any regulated entity that intends to file a case likely to be a contested case shall file a notice with the secretary of the commission a minimum of sixty (60) days prior to filing such case. Such notice shall detail the type of case and issues likely to be before the commission.

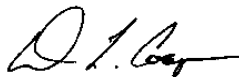
3. The Missouri General Assembly previously enacted the Missouri Energy Efficiency Investment Act of 2009, § 393.1075, RSMO, Supp. 2009 ("MEEIA") and, subsequently, the Commission promulgated rules associated with the MEEIA. In File No. EO-2011-0066, Empire agreed to file an application to request the Commission's approval of: 1)

certain demand side programs; and, 2) a demand-side programs investment mechanism (“DSIM”).

4. Empire will file the application(s) on or around February 29, 2012, which is less than 60 days from the date of this filing.¹ Empire does not have sufficient information to know whether or not a contested case is likely to result from the application(s) or, if it does, what issues are likely to be before the Commission. However, in an abundance of caution, Empire is filing this Notice in accordance with Commission Rule 4 CSR 240-4.020(2).

WHEREFORE, Empire submits to the Commission and its Secretary this Notice of Intended Case Filing.

Respectfully submitted,



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ATTORNEYS FOR THE EMPIRE
DISTRICT ELECTRIC COMPANY

¹ Empire will need to request a partial waiver of Commission Rule 4 CSR 240-4.020(2), as there will likely be only 54 days between the filing of this Notice and the identified application(s).

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was sent via electronic mail on this 6th day of January, 2012, to:

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Missouri 65102

Lewis R. Mills, Jr.
Office of the Public Counsel
P.O. Box 7800
Jefferson City, Missouri 65102

