

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

In the Matter of the Request of The Empire)	
District Electric Company d/b/a Liberty for)	
Authority to File Tariffs Increasing Rates)	Case No. ER-2024-0261
For Electric Service Provided to Customers)	
In its Missouri Service Area)	

PARTIAL STIPULATION AND AGREEMENT

COME NOW the Staff of the Commission (“Staff”) and The Empire District Electric Company d/b/a Liberty (“Liberty”) and agree to a Partial Stipulation and Agreement (this “FAC Agreement”) as follows:

1. This Agreement does not replace, in whole or in part, the Non-Unanimous Global Stipulation and Agreement filed herein on October 6, 2025, and executed by Liberty, Staff, and certain other parties (the “Global Settlement”). This FAC Agreement is being entered into and filed due to a question raised in the objections filed with regard to the Global Settlement and to clarify certain matters with respect to paragraph 9 of the Global Settlement.

2. Staff and Liberty agree that subaccounts shall be included and excluded in Liberty’s Fuel Adjustment Clause (“FAC”) pursuant to the listing set forth on the attached Exhibit A.¹ While the Global Settlement resolves all issues in this proceeding, paragraph two of this FAC Agreement directly addresses Issue No. 90.

General Provisions

3. Unless otherwise explicitly provided herein, none of the Signatories to this Agreement shall be deemed to have approved or acquiesced in any ratemaking or procedural principle, including, without limitation, any cost-of-service methodology or determination,

¹ Exhibit A is modeled after Staff Schedule BM-d2, attached to Exhibit 113, the Direct Testimony of Brooke Mastrogiannis.

depreciation principle or method, method of cost determination or cost allocation or revenue-related methodology.

4. This Agreement may be modified by the Signatories only by a written amendment executed by all of the Signatories.

5. If approved and adopted by the Commission, this Agreement shall constitute a binding agreement among the Signatories. The Signatories shall cooperate in defending the validity and enforceability of this Agreement and the operation of this Agreement according to its terms.

6. If the Commission accepts the specific terms of this Agreement without condition or modification, then only as to the issues in this case that are settled by this Agreement explicitly set forth above, the Signatories each waive their respective rights to present oral argument and written briefs pursuant to §536.080.1, their respective rights to the reading of the transcript by the Commission pursuant to §536.080.2, their respective rights to seek rehearing pursuant to §536.500, and their respective rights to judicial review pursuant to §386.510. This waiver applies only to a Commission order approving this Agreement without condition or modification issued in this proceeding and only to the issues that are resolved hereby. It does not apply to any matters raised in any prior or subsequent Commission proceeding nor any matters not explicitly addressed by this Agreement.

WHEREFORE, the undersigned respectfully request that the Commission issue an order approving this FAC Agreement.

Respectfully submitted,

ATTORNEYS FOR THE EMPIRE DISTRICT ELECTRIC COMPANY
d/b/a LIBERTY

/s/ Diana C. Carter
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CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 21st day of October, 2025, with notification of the same being sent to all counsel of record, and I further certify that the above document was sent by electronic transmission to all counsel of record.

/s/ Diana C. Carter