

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 23rd day of
November, 2010.

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| In the Matter of |) | <u>File No. ER-2011-0095</u> |
| The Empire District Electric Company's |) | |
| Application to Modify its FAC Tariff |) | Tracking No. YE-2011-0176 |

**ORDER APPROVING TARIFF
TO CHANGE FUEL ADJUSTMENT CLAUSE RATES**

Issue Date: November 23, 2010

Effective Date: December 1, 2010

The Commission is approving the above-described tariff ("the tariff") to become effective on December 1, 2010.

On October 1, 2010, The Empire District Electric Company ("the company") filed the tariff to adjust the company's rates pursuant to the company's Fuel Adjustment Clause (FAC). Staff filed a recommendation regarding the tariff on October 29, 2010. No party has filed a response to that recommendation within the time provided by regulation.¹

In accordance with the company's FAC, the company designed the tariff to recover from customers 95 percent of the company's net cost increases or decreases, as adjusted for previous over- or under-recovery. For a residential customer using 1,000 kWh per month, the tariff increases the FAC by approximately \$0.90 per month.

The statutes provide that the Commission may grant an interim energy charge, or periodic rate adjustments, outside of general rate proceedings to reflect increases and decreases in the company's prudently incurred fuel and purchased power costs, including

transportation.² Staff verified that the tariff meets that standard. Staff recommends that the Commission approve the tariff to become effective on the company's proposed effective date of December 1, 2010.

On the basis of the verified and uncontested filings, the Commission finds and concludes that the tariff meets the statutory standard, so the Commission will approve the tariff.

THE COMMISSION ORDERS THAT:

1. The tariff assigned Tracking No. YE-2011-0176 is approved as an interim rate adjustment, subject to true-up and prudence reviews, to become effective on December 1, 2010. The specific tariff sheet approved is:

PSC Mo. No. 5

5th Revised Sheet No. 17c, Cancelling 4th Revised Sheet No. 17c

2. This order shall become effective on December 1, 2010.
3. This file shall be closed on December 2, 2010.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Clayton, Chm., Davis, Jarrett, Gunn,
and Kenney, CC., concur.

Jordan, Senior Regulatory Law Judge

¹ 4 CSR 240-2.080(15).

² Section 386.266.1, RSMo Supp. 2009.