



In the Matter of The Empire District Electric)			Missouri Public Missouri Public Service Commi <b>ssio</b> n
Company's Tariff Filing Concerning	)	Case No	Service Commission
Net Metering	)		•

## MOTION FOR EXPEDITED TREATMENT

Comes now The Empire District Electric Company ("Empire"), in accordance with Missouri Public Service Commission ("Commission") Rule 4 CSR 240-2.080(16), and, as its Motion for Expedited Treatment, states to the Commission as follows:

- 1. With this Motion, Empire is filing six tariff sheets related to compliance with the Consumer Clean Energy Act (Section 386.887, RSMo Supp. 2002). These tariff sheets contain an issue date of August 12, 2003 and an effective date of September 11, 2003.
- 2. The Consumer Clean Energy Act requires that public utilities have effective tariffs in place implementing its provisions by August 28, 2003. Empire previously filed tariff sheets on July 29, 2003, designed to comply with this requirement (JE-2004-0134). However, those sheets did not amend Empire's table of contents to reflect the net metering tariff sheets. Accordingly, it was suggested that Empire withdraw those previously filed sheets and then refile the sheets with the revised table of contents. This filing is designed to execute that refiling.<sup>1</sup>
- 3. Because the subject tariff sheets now carry an effective date of September 11, 2003, and because the Consumer Clean Energy Act requires electric utilities to have tariffs in place by August 28, 2003, Empire seeks the Commission's expedited treatment of these tariff sheets. To that end, Empire asks that the tariff sheets become effective on August 28, 2003.

Empire has by separate letter withdrawn the tariff sheets that were the subject of JE-2004-0134.

4. The grant of this motion may have a positive benefit for Empire's customers in that the Consumer Clean Energy Act, as enacted by the Missouri General Assembly, will be implemented in a timely manner. This Motion has been filed as of the earliest date the Company knew of its necessity and could prepare the required documents.

WHEREFORE, for all the foregoing reasons, The Empire District Electric Company respectfully requests the Commission to consider this Motion for Expedited Treatment and to approve the proposed tariff sheets effective August 29, 2003.

Respectfully submitted,

Dean L. Cooper

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ATTORNEYS FOR

THE EMPIRE DISTRICT ELECTRIC COMPANY

## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was handdelivered on August 12<sup>th</sup>, 2003, to the following:

Office of the General Counsel Governor Office Building, 8<sup>th</sup> Floor Jefferson City, Mo 65101 Office of the Public Counsel Governor Office Building, 6<sup>th</sup> Floor

Jefferson City, MO 65101