

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

In the Matter of the Application of The Empire)	
District Electric Company, The Empire District)	
Gas Company, Liberty Utilities (Midstates Natural)	<u>File No. AO-2018-0179</u>
Gas) Corp., and Liberty Utilities (Missouri Water))	
LLC for an Affiliate Transactions Rule Variance)	

MOTION TO MODIFY PROCEDURAL SCHEDULE

COME NOW The Empire District Electric Company, The Empire District Gas Company, Liberty Utilities (Midstates Natural Gas) Corp., Liberty Utilities (Missouri Water) LLC (collectively "Applicants") and the Staff of the Missouri Public Service Commission ("Staff"), and move to modify the procedural schedule. Movants state as follows:

1. On February 14, 2019 the Commission established the following procedural schedule.

Rebuttal Testimony (Office of Public Counsel) February 15, 2019

Surrebuttal Testimony (Applicants and Staff) February 27, 2019

List of Issues, Order of Witnesses, Order of Cross-Examination and Opening	March 12, 2019
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Statements of Position	March 15, 2019
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2. On February 21, 2019 the Commission ordered the evidentiary hearing to begin April 24 and set May 10 as the due date for briefs.

3. Movants request additional time to file surrebuttal testimony in order to respond to the numerous issues raised in rebuttal testimony. Movants request that the due dates for list of issues, order of witnesses, order of cross-examination and opening,

and statements of position be accordingly reset. Movants request the following procedural schedule:

Surrebuttal Testimony (Applicants and Staff)	March 6, 2019
List of Issues, Order of Witnesses, Order of Cross-Examination and Opening	April 12, 2019
Statements of Position	April 18, 2019
Evidentiary Hearing	Beginning April 24, 2019
Briefs	May 10, 2019

4. Any depositions concerning issues raised in surrebuttal testimony shall be held during the week of March 11.

5. Counsel for the Office of Public Counsel told Staff counsel on February 22 that he does not oppose this request.

WHEREFORE, the movants respectfully request the Commission modify the procedural schedule as set out in paragraph 3 of this motion.

Respectfully submitted,

/s/ Mark Johnson

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Corp., And Liberty Utilities (Missouri
Water) LLC**

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via e-mail on counsel for the parties of record to this case on this 22nd day of February, 2019.

/s/ Karen Bretz