

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

In the Matter of The Empire District Electric            )  
Company for Authority to File Tariffs Increasing        )  
Rates for Electric Service Provided to Customers        )        Case No. ER-2016-0023  
in the Company’s Missouri Service Area                )

**MOTION FOR EXPEDITED TREATMENT**

COMES NOW The Empire District Electric Company (“Empire” or the “Company”), by and through counsel, and for its motion for expedited treatment pursuant to 4 CSR 240-2.080(14), respectfully states as follows to the Missouri Public Service Commission (“Commission”):

1. On December 2, 2016, and pursuant to paragraph 13 of the Stipulation and Agreement of the parties to Empire’s rate case (the “Rate Case Stipulation”) as filed on June 20, 2016, and approved by the Commission on August 10, 2016, Empire submitted revised Demand Side Management (“DSM”) tariffs. Those tariff sheets never took effect and were withdrawn by Empire on this date.

2. Empire, the Staff of the Commission (“Staff”), the Office of the Public Counsel (“OPC”), and the Missouri Department of Economic Development – Division of Energy (“DE”) reached an agreement regarding the further revision of Empire’s DSM tariffs and sought approval of this agreement on May 3, 2017 (the “DSM Agreement”). The DSM Agreement was approved by the Commission by order issued May 17, 2017, to be effective May 27, 2017. As part of the DSM Agreement, the signatories requested that Empire’s DSM tariff sheets be approved for service on and after June 1, 2017.

3. On this date, Empire is submitting the revised DSM tariff sheets which were attached to the DSM Agreement. The tariff sheets bear an effective date 30 days after filing. Empire, however, does not believe that thirty days’ notice for these tariffs to become effective is

necessary or appropriate under the circumstances. Although RSMo. §393.140(11) indicates that thirty days' notice is generally required before any rate filed by an electrical corporation can become effective, Empire believes that the purpose of that requirement has been fully satisfied in this situation, and §393.140(11) specifically provides that, for good cause shown, the Commission may allow changes without requiring thirty days' notice.

4. The revised DSM tariff sheets were first submitted on December 2, 2016, and the DSM tariff sheets in their final form were attached to the DSM Agreement filed herein on May 3, 2017. The DSM tariff sheets attached to the DSM Agreement and the DSM tariff sheets submitted on December 2, 2016, differ in only one respect: the DSM tariff sheets in their final form provide for an Empire-specific P.A.Y.S. feasibility study.

5. Pursuant to 4 CSR 240-2.080(14)(B), Empire states that its customers will benefit from the granting of this motion, as Empire's customers will not be able to take advantage of Empire's new DSM programs until the DSM tariff sheets take effect. The granting of this motion will not have a negative effect on Empire's customers or the public in general.

6. Empire states that this motion is being filed as soon as practical following the Commission's approval of the DSM Agreement, and, pursuant to Commission Rule 4 CSR 240-2.080(14)(A), Empire requests that the Commission act on this motion as soon as possible and issue its order approving Empire's DSM tariffs to take effect on June 1, 2017.

WHEREFORE, Empire respectfully requests that the Commission issue an order approving the Company's DSM tariff sheets on less than thirty days' notice, with said tariffs to take effect on June 1, 2017, and granting such other and further relief as the Commission deems necessary or appropriate.

Counsel for The Empire District Electric Company:

/s/ Diana C. Carter  
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**CERTIFICATE OF SERVICE**

I hereby certify that the above and foregoing document was filed in EFIS on this 22<sup>nd</sup> day of May, 2017, with notice of the same being sent to all counsel of record.

/s/ Diana C. Carter