BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the The Empire District Electric)	
Company's Application for Approval of Demand-)	Case No. EO-2014-0030
Side Programs and for Authority to Establish a)	
Demand-Side Management Investment Mechanism)	

MISSOURI DIVISION OF ENERGY APPLICATION TO INTERVENE

COMES NOW the Missouri Department of Economic Development –

Division of Energy¹ (Division of Energy) and, pursuant to Commission Rule 4 CSR 2402.075, respectfully requests that the Commission issue its order granting the Division of Energy's Application to Intervene. For its Application, the Division of Energy states as follows:

- 1. On October 29, 2013, The Empire District Electric Company (Empire), filed an Application for Approval of Demand-Side Programs and for Authority to Establish a Demand-Side Management Investment Mechanism with the Missouri Public Service Commission (Commission). On October 30, 2013, the Commission issued an **Order Directing Notice and Establishing a Deadline for Filing Requests to Intervene**. In its October 30, 2013 Order, the Commission established an intervention deadline of no later than November 19, 2013, and scheduled a prehearing conference on November 26, 2013.
- 2. The Division of Energy is a state agency vested with the powers and duties set forth in Section 640.150, RSMo.

¹ The Division of Energy was transferred from the Department of Natural Resources (DNR) to the Department of Economic Development (DED) on August 29, 2013 by Executive Order 13-03. The Executive Order transfers "[A]ll authority, powers, duties, functions, records, personnel, property, contracts, budgets, matters pending, and other pertinent vestiges of the Division of Energy from the Missouri Department of Natural Resources to the Missouri Department of Economic Development…"

its intervention will serve a public interest in that the Division of Energy will be looking at the proposed filing from a formal policy and planning perspective. The Division of Energy's review also will be in relation to the requirements set forth in rules 4 CSR 240-

The Division of Energy has an interest different than that of the general public, and

3.163-4, which lists the information that an electric utility must provide when it seeks to

establish a Demand-Side Programs Investment Mechanism (DSIM) and to seek approval,

modification or discontinuance of demand-side programs. The Division of Energy has a

strong interest in encouraging energy efficiency through cost-effective demand-side

programs and this interest can be significantly furthered through DSIM filings made under

these rules.

3.

4. Communications, correspondence, orders and decision in this matter should be

addressed to:

Timothy A. Blackwell Assistant Attorney General P.O. Box 899 Jefferson City, Missouri 65102

Phone: 573-751-8846 Fax: 573-751-8796

Email: Tim.Blackwell@ago.mo.gov

with a copy to:

Mary Ann Young Division of Energy Missouri Department of Economic Development P.O. Box 1766 Jefferson City MO 65102

Phone: 573-751-3335 Fax: 573-526-7553

Email: <u>DEDEnergyCases@ded.mo.gov</u>

5. The Division of Energy is uncertain at this time of the position it will take in this case.

WHEREFORE, the Division of Energy respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

CHRIS KOSTER

Attorney General

/s/ Timothy A. Blackwell

Timothy A. Blackwell Assistant Attorney General Missouri Bar No. 35443 P.O. Box 899 Jefferson City, Missouri 65102

Phone: 573-751-8846 Fax: 573-751-8796

Attorney for Missouri Division of

Energy

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been served electronically on all counsel of record this 19th day of November, 2013.

/s/ Timothy A. Blackwell
Timothy A. Blackwell