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February 14, 2002

FILED³

FEB 14 2002

Missouri Public
Service Commission

Mr. Dale Hardy Roberts, Secretary
Public Service Commission
Governor Office Building
200 Madison Street, Suite 100
P.O. Box 360
Jefferson City, MO 65102-0360

**Re: In the Matter of the Application of The Empire District Electric Company
Case No. EF-98-120**

Dear Mr. Roberts:

On behalf of The Empire District Electric Company, enclosed for filing in the above-referenced case please find an original and eight (8) copies of Second Status Report of The Empire District Electric Company. I have also provided a receipt copy, which I request that you file stamp and return to the messenger delivering same. A copy is being hand-delivered to the Office of the Public Counsel this date.

Thank you for your assistance with this filing.

Sincerely,

BRYDON, SWEARENGEN & ENGLAND, P.C.

By:


Paul A. Boudreau

PAB/aw

Enclosures

cc: Mr. Steven Dottheim
Office of the Public Counsel

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³

FEB 14 2002

Missouri Public
Service Commission

In the Matter of the Application of)
The Empire District Electric Company)
for Authority to Issue and Sell under)
Its Existing Indenture of Mortgage and)
Deed of Trust Dated as of September 1,)
1944, as Amended and Supplemented, up)
to and Including \$80,000,000 Principal)
Amount of its First Mortgage Bonds, in)
One or More Series and to, among Other)
Things, Execute and Deliver a)
Supplemental Indenture or Indentures to)
Provide for the Terms of Said Bonds.)

Case No. EF-98-120

SECOND STATUS REPORT OF THE EMPIRE DISTRICT ELECTRIC COMPANY

COMES NOW The Empire District Electric Company ("Empire") and submits the following supplemental report of the status of the captioned proceeding:

1. On January 3, 2002, an Order Directing Filing (the "Order") was issued in the referenced case. The Order directed that a report concerning the status of this case be filed by no later than February 15, 2000.¹

2. In April of 1998, Empire issued and sold fifty million dollars (\$50,000,000) principal amount of its first mortgage bonds, 6.50% series due 2010, pursuant to the authority granted in the Commission's March 17, 1998, Order Approving Financing. Details concerning this event were provided to the Missouri Public Service Commission ("Commission") under cover of letter dated May 18, 1998.

¹ This is Empire's second status report filed in this case. On March 29, 2000, the Commission issued an Order Directing Filing pursuant to which it requested that Empire state when the transaction authorized by the Commission would be complete. On April 5, 2000, Empire filed a *Status Report* requesting the Commission keep the case open.

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3. In compliance with the Order, Empire states that its Registration Statement No. 333-35129 filed with the Securities and Exchange Commission for authority to issue up to and including eighty million dollars (\$80,000,000) of first mortgage bonds, common stock and/or preferred stock, a copy of which was filed as Appendix 4 to the Application in this case, is closed. Consequently, Empire will not issue, sell or deliver any new series of first mortgage bonds pursuant to the authority obtained from the Commission in this case.

4. Under the circumstances, Empire has no objection to the Commission closing this case because there will be no further financing activity by Empire under the registration statement that was the subject of its Application. In doing so, however, the Commission should not take any action to revoke any lawful authority pursuant to which the first mortgage bonds referred to in the prior paragraph were issued, sold and delivered.

WHEREFORE, having presented the foregoing status report, Empire states that the Commission may close this case at its earliest convenience.

Respectfully submitted,



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Attorneys for The Empire District Electric Company

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent by U.S. mail, postage prepaid, or hand-delivered, on this 14th day of February, 2002, to:

Mr. Steven Dottheim
Chief Deputy General Counsel
Missouri Public Service Commission
200 Madison Street, P.O. Box 360
Jefferson City, MO 65102

Office of the Public Counsel
Governor Office Building
200 Madison Street, P.O. Box 7800
Jefferson City, MO 65102


