

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

Daniel E. Brown,)	
)	
Complainant,)	
)	
v.)	Case No. EC-2008-0384
)	
The Empire District Electric Company,)	
)	
Respondent.)	

NOTICE OF VOLUNTARY DISMISSAL

COMES NOW Complainant, Daniel E. Brown, and The Empire District Electric Company ("Empire" or "Respondent") and, for Complainant's Notice of Voluntary Dismissal, state as follows to the Missouri Public Service Commission ("Commission"):

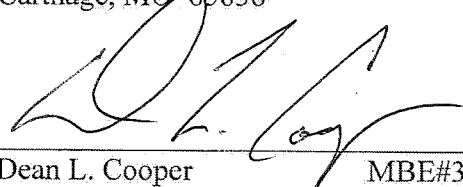
1. After discussions between Complainant and Empire, Complainant and Empire have agreed to a satisfaction of this matter which resolves this Complaint.
2. Commission Rule 4 CSR 240-2.116(1) states that a "... complainant may voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties."
3. Prepared testimony has not been filed in this case.
4. In light of the resolution referenced above, Complainant desires to dismiss his Complaint.

WHEREFORE, Complainant and Empire pray that the Commission recognize this Notice of Dismissal pursuant to Commission Rule 4 CSR 240-2.116(1).

Respectfully submitted,



Mr. Daniel Brown
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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 sent by electronic mail, on December 15, 2008, to the following:

Sarah Kliethermes
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