

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

Daniel E. Brown,	)	
	)	
Complainant,	)	
	)	
v.	)	<b><u>Case No. EC-2008-0384</u></b>
	)	
Empire District Electric,	)	
	)	
Respondent.	)	

**ORDER RESETTING THE DEADLINE FOR FILING A PROPOSED**  
**PROCEDURAL SCHEDULE OR A STATUS REPORT**

Issue Date: October 21, 2008

Effective Date: October 21, 2008

Daniel E. Brown filed a formal complaint against The Empire District Electric Company ("MGE") on June 4, 2008,<sup>1</sup> in which he alleged that Empire had, among other things, failed to respond appropriately to restore power during the outages that occurred during ice storms in January and December of 2007. Empire filed its answer to the complaint on July 7, and the Commission's Staff filed its first report of its investigation into this matter on July 21. The Commission directed further investigation by Staff, and Staff filed its Supplemental Report on August 29. Mr. Brown filed a response to Staff's investigation on September 29.

The Commission held a prehearing conference on October 14 and by written order directed the parties to file a procedural schedule no later than October 21. During the

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<sup>1</sup> All dates throughout this order refer to the year 2008 unless otherwise noted.

prehearing conference the Regulatory Law Judge instructed the parties that they could file a status report in lieu of the procedural schedule. On October 21, the Commission's Staff filed a status report indicating that discussions are scheduled between Mr. Brown and Empire, and the parties could reach a settlement in this matter. Staff also requested the deadline for the filing of a procedural schedule be postponed until November 26. The Commission finds Staff's request reasonable and shall grant it.

**THE COMMISSION ORDERS THAT:**

1. The October 21, 2008, deadline for the filing of a procedural schedule is postponed until November 26, 2008.
2. If the parties need additional time for settlement discussions, the parties may elect to file a status report instead of a procedural schedule.
3. If the parties elect to file a status report, the status report shall be filed no later than November 26, 2008.
4. This order shall become effective immediately upon issue.

**BY THE COMMISSION**



Colleen M. Dale  
Secretary

( S E A L )

Harold Stearley, Senior Regulatory Law Judge,  
by delegation of authority under  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 21st day of October, 2008.