

# BEFORE THE PUBLIC SERVICE COMMISSION

## OF THE STATE OF MISSOURI

In the Matter of The Empire District Electric Company's )  
Application for Certificate of Public Convenience ) **Case No. EO-2005-0263**  
and Necessity and Approval of an Experimental )  
Regulatory Plan Related to Generation Plant )

### **ORDER DIRECTING FILING**

On February 4, 2005, The Empire District Electric Company applied for a certificate of convenience and necessity to participate in a steam electric generation station (Iatan Unit 2), and to get Commission approval of an experimental regulatory plan to fund its participation in that plant. On April 29, Empire filed its First Status Report.

In that status report, Empire stated that the parties plan to meet on May 10, and that Empire plans to amend its application no later than May 17. In light of those plans, Empire asks the Commission to order the parties to file a proposed procedural schedule no later than May 17.

Commission Rule 4 CSR 240-2.080(15) allows parties ten days to respond to pleadings. No parties responded to Empire's request. The Commission, therefore, will consider Empire's request unopposed. The Commission finds Empire's request reasonable, and will grant it.

#### **IT IS THEREFORE ORDERED:**

1. That the parties shall file a proposed procedural schedule no later than May 17, 2005.

2. That this order shall become effective on May 10, 2005.

**BY THE COMMISSION**

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Ronald D. Pridgin, Regulatory Law  
Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 10<sup>th</sup> day of May, 2005.