

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

In the Matter of The Empire District Electric	)	
Company's Submission of its 2013 Renewable	)	<u>File No. EO-2013-0458</u>
Energy Standard (RES) Compliance Plan	)	

**MOTION FOR EXTENSION OF TIME TO FILE
RECOMMENDATION ON WAIVER REQUEST**

COMES NOW Staff of the Missouri Public Service Commission ("Staff"), by and through the undersigned counsel, and for its Motion states to the Missouri Public Service Commission ("Commission") the following:

1. On April 15, 2013,¹ The Empire District Electric Company ("Empire") filed its *2013 Annual Renewable Energy Standard Compliance Plan* ("Plan"), as well as its *2012 Annual Renewable Energy Standard Compliance Report* ("Report").

2. In addition to the *Plan* and *Report*, Empire filed a *Request For Waiver or Variance From 4 CSR 240-20.100(7)(B)1.F And Motion For Expedited Treatment* ("Request For Waiver"). Empire's *Request For Waiver* requests the Commission grant it a waiver from 4 CSR 240-20.100(7)(B)1.F. that requires Empire to provide as part of its Renewable Energy Standard (RES) Compliance Plan "A detailed explanation of the calculation of the RES retail impact limit calculated in accordance with section (5) of this rule.

3. On April 16, the Commission issued its *Order Directing Notice And Setting Filing Deadlines* ("Order"), directing any interested person or entity to respond to Empire's *Request For Waiver* no later than April 25.

¹ All dates refer to calendar year 2013.

4. The press of other business has prevented Staff from preparing a response by the ordered April 25 deadline. The necessary Staff members have been out of the office completing numerous prescheduled electric utility site visits.

5. On the morning of April 23, undersigned counsel contacted a representative of each party to Empire's last rate case (ER-2012-0345), Empire's last RES compliance plan filing (EO-2012-0336), and Earth Island Institute d/b/a Renew Missouri ("Renew Missouri"), the complainant in File Nos. EC-2013-0378 and EC-2013-0382, to determine whether any interested party would object to Staff requesting additional time until May 2 to file its response to Empire *Request For Waiver*. Empire, Renew Missouri, as well as every other party, voiced no objection.

6. As Staff conveyed to the parties when discussing the extension, Staff believes this extension will not prevent the parties from filing their comments to Empire's *Report and Plan* no later than May 30, as ordered by the Commission.

WHEREFORE, Staff respectfully requests an extension of time to file its response to Empire's *Request For Waiver* until May 2.

Respectfully submitted,

/s/ Jennifer Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served electronically on this 24th day of April, 2013, to the parties of record as set out on the official Service List maintained by the Data Center of the Missouri Public Service Commission for this case.

/s/ Jennifer Hernandez