

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of The Empire District )  
Electric Company's Request for Authority )  
to File Tariffs Increasing Rates for Electric )  
Service Provided to Customers in its )  
Missouri Service Area )

**File No. ER-2019-0374**

## ORDER DIRECTING PUBLIC COUSEL RESPOND TO MOTIONS TO STRIKE

Issue Date: April 10, 2020

Effective Date: April 10, 2020

On April 10, 2020, the Midwest Energy Consumers Group (MECG) filed a motion to strike a portion of the Office of the Public Counsel's (OPC) witness Geoff Marke's surrebuttal testimony. MECG seeks to strike page 12, line 13, through page 13, line 3.

On April 10, Renew Missouri also filed a motion to strike page 13, line 13, through page 17, line 19, of Geoff Marke's surrebutal testimony.

MECG and Renew Missouri assert that portions of Geoff Marke's testimony do not comply with Commission Rule 20 CSR 4240-2.130, limiting the scope of surrebuttal to matters raised in rebuttal testimony. Renew Missouri additionally alleges that Geoff Marke failed to identify evidence supporting conclusions that energy efficiency programs be eliminated.

The Commission will order OPC to respond.

### THE COMMISSION ORDERS THAT:

1. The Office of the Public Counsel shall file a response to Midwest Energy Consumers Group and Renew Missouri's motions to strike no later than April 13, 2020.

2. This order is effective when issued.



**BY THE COMMISSION**

A handwritten signature in dark ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

John T. Clark, Senior Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 10<sup>th</sup> day of April, 2020.

**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

**I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.**

**WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 10<sup>th</sup> day of April 2020.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**April 10, 2020**

**File/Case No. ER-2019-0374**

**Missouri Public Service Commission**

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***Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).***

***Sincerely,***

A handwritten signature in dark ink, reading "Morris L. Woodruff". The signature is written in a cursive style with a large, stylized "M" and "W".

***Morris L. Woodruff***  
***Secretary***

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.