

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of The Empire District	)	
Electric Company d/b/a Liberty (Empire)	)	<b><u>File No. ER-2021-0332</u></b>
for Authority to Implement Rate	)	Tariff No. JE-2021-0178
Adjustments Related to the Company's	)	
Fuel and Purchase Power Adjustment	)	
(FAC) Required in 20 CSR 4240-20.090	)	

In the Matter of The Empire District	)	<b><u>File No. EO-2021-0333</u></b>
Electric Company d/b/a Liberty (Empire)	)	Tariff No. JE-2021-0178
True-Up Fuel Adjustment Clause (FAC)	)	

## ORDER DIRECTING NOTICE AND SETTING DEADLINES FOR INTERVENTION APPLICATIONS AND STAFF'S RECOMMENDATION

Issue Date: April 5, 2021

Effective Date: April 5, 2021

On April 1, 2021, The Empire District Electric Company d/b/a Liberty filed a revised tariff sheet proposing a revised fuel adjustment rate and bearing an effective date of June 1, 2021. Also on April 1, 2021, Liberty initiated a rate adjustment mechanism true-up, to be included in the proposed fuel adjustment rate.

Commission Rule 20 CSR 4240-20.090 provides a 60-day timeline for resolution of these rate adjustment mechanism proceedings. The Commission will direct notice be given and set a deadline for intervention applications. The Commission will also direct Staff to file recommendations in both cases, as required by 20 CSR 4240-20.090.

Parties to Liberty's most recent general rate proceeding in which the Commission established, continued, or modified the electric utility's rate adjustment mechanism are automatically parties to these proceedings without application for intervention, pursuant to 20 CSR 4240-20.090(17). Thus, the parties to File No. ER-2019-0374 are parties to these cases.

**THE COMMISSION ORDERS THAT:**

1. The Commission's data center shall add the parties to File No. ER-2019-0374 to the service list for these cases, and shall provide a copy of this order to those parties.

2. The Commission's data center shall provide notice of this order to the county commissions for each county in Liberty's service territory.

3. The Commission's Public Policy and Outreach Department shall provide notice of this order to news media serving residents in Liberty's service territory and members of the General Assembly representing residents in Liberty's service territory.

4. Applications for intervention shall be filed no later than April 23, 2021. Any such filing shall be submitted through the Commission's electronic filing and information system or delivered to:

Secretary  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

5. No later than May 3, 2021,<sup>1</sup> the Staff of the Commission shall file recommendations reporting Staff's examination and analysis of Liberty's application and tariff sheet in these two cases, as provided by 20 CSR 4240-20.090(8) and (9).

6. Any response to Liberty's proposed fuel adjustment rate and/or proposed true-up amount from the Office of the Public Counsel and other parties shall be filed no later than May 11, 2021, as provided by 20 CSR 4240-20.090(8) and (9).

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<sup>1</sup> The rule provides Staff's recommendation is due 30 days after Liberty's April 1, 2021 filing, which is Saturday, May 1. The 30-day period is not statutory. Applying the computation of time rule, 20 CSR 4240-2.050, Staff's recommendation is due Monday, May 3.

7. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff  
Secretary

Nancy Dippell, Deputy Chief Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo (2016).

Dated at Jefferson City, Missouri,  
on this 5th day of April, 2021.

**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 5<sup>th</sup> day of April, 2021.**



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

## **MISSOURI PUBLIC SERVICE COMMISSION**

**April 5, 2021**

**File/Case No. ER-2021-0332 and EO-2021-0333**

**Missouri Public Service  
Commission**

Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**

Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opc@psc.mo.gov

**County of Andrew, Missouri**

County Commission Clerk  
Andrew County Courthouse  
P.O. Box 206  
Savannah, MO 64485  
clerk@andrewcountymo.gov

**County of Atchison, Missouri**

County Commission Clerk  
400 S. Washington - Atchison County  
Courthouse  
P.O. Box 280  
Rock Port, MO 64482  
acclerk@atcommo.gov

**County of Chariton, Missouri**

County Commission Clerk  
306 S. Cherry  
Chariton County Courthouse  
Keytesville, MO 65261  
countyclerk@charitonomo.gov

**County of Cooper, Missouri**

County Commission Clerk  
200 Main Street, Room 23  
Cooper County Courthouse  
Boonville, MO 65233  
Sarah.Herman@coopercountymo.gov

**County of Grundy, Missouri**

County Commission Clerk  
700 Main, 2nd Floor  
Grundy County Courthouse  
Trenton, MO 64683  
grundyclerk@grundycountymo.gov

**County of Henry, Missouri**

County Commission Clerk  
100 W. Franklin Street  
Henry County Courthouse  
Clinton, MO 64735  
henrycoclerk1@yahoo.com

**County of Holt, Missouri**

County Commission Clerk  
102 Nodaway, Holt County  
Courthouse  
P.O. Box 437  
Oregon, MO 64473  
holtcoclerk@ofmlive.net

**County of Howard, Missouri**

County Commission Clerk  
1 Courthouse Sq.  
Howard County Courthouse  
Fayette, MO 65248  
howard@sos.mo.gov

**County of Johnson, Missouri**

County Commission Clerk  
300 N. Holden  
Johnson County Courthouse  
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dthompson@jococourthouse.com

**County of Lafayette, Missouri**

County Commission Clerk  
1001 Main St., Rm. 103  
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Lexington, MO 64067  
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**County of Linn, Missouri**

County Commission Clerk  
108 N High, Rm 102  
PO Box 92  
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**County of Livingston, Missouri**

County Commission Clerk  
700 Webster St., Ste. 10  
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Chillicothe, MO 64601  
countyclerk@livingstoncountymo.gov

**County of Morgan, Missouri**

County Commission Clerk  
100 E Newton St.  
Morgan County Courthouse  
Versailles, MO 65075  
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**County of Nodaway, Missouri**

County Commission Clerk  
403 N. Market St. Ste. 105  
Maryville, MO 64468-1614  
nodclerk@gmail.com

**County of Pettis, Missouri**

County Commission Clerk  
415 S. Ohio  
Pettis County Courthouse  
Sedalia, MO 65301  
nick@pettiscountymo.gov

**County of Platte, Missouri**

County Commission Clerk  
415 Third St., Ste. 30  
Platte County Administration Bldg.  
Platte City, MO 64079  
CountyClerk@CO.Platte.MO.US

**County of Ray, Missouri**  
County Commission Clerk  
100 W Main  
Ray County Courthouse  
Richmond, MO 64085  
ray@sos.mo.gov

**County of Saline, Missouri**  
County Commission Clerk  
19 East Arrow  
Saline County Courthouse  
Marshall, MO 65340  
salcoclerk@mmuonline.net

**County of Vernon, Missouri**  
County Commission Clerk  
100 W. Cherry, Suite 6  
Vernon County Courthouse  
Nevada, MO 64772  
clerk@vernoncountymmo.org

**Empire District Retired Members & Spouses Association, LLC**  
Legal Department  
17500 Overland Road  
Carthage, MO 64836

**IBEW Local Union 1464**  
Legal Department  
P.O. Box 33443  
Kansas City, MO 64120

**IBEW Local Union 1474**  
Legal Department  
P.O. Box 1104  
Joplin, MO 64804

**Liberty (Empire)**  
Diana C Carter  
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Jefferson City, MO 65101  
Diana.Carter@LibertyUtilities.com

**Midwest Energy Consumers Group**  
Legal Department  
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Jefferson City, MO 65101

**Missouri Division of Energy**  
Legal Department  
1101 Riverside Drive, 2nd Floor  
P.O. Box 176  
Jefferson City, MO 65102

**Missouri Public Service Commission**  
Jeff Keevil  
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jeff.keevil@psc.mo.gov

**National Housing Trust**  
Legal Department  
3115 S. Grand Ave.  
Suite 600  
St. Louis, MO 63118

**Natural Resources Defense Council**  
Legal Department  
20 North Wacker Drive, Suite 1600  
Chicago, IL 60606

**Renew Missouri**  
Legal Department  
Building 5, Suite 205  
409 Vandiver Drive  
Columbia, MO 65201

**Sierra Club**  
Legal Department  
2101 Webster St., Ste. 1300  
Oakland, CA 94612

**The Empire District Electric Company SERP Retirees, LLC**  
Legal Department  
308 E. High Street, Suite 204  
Jefferson City, MO 65101

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

***Sincerely,***



**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.