

**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 and Necessity and Approval of)	Case No. EO-2005-0263
an Experimental Regulatory Plan Related to)	
Generation Plant.)	

MOTION FOR PROTECTIVE ORDER

COMES NOW The Empire District Electric Company (Empire or Company) in accordance with 4 CSR 240-2.085, and, for its motion for issuance of the Missouri Public Service Commission's (Commission) standard-form protective order, states as follows:

1. The Company may seek to provide in testimony, and through Commission Staff (Staff) data requests, to provide competitive pricing information and technical, financial and business information of a confidential or proprietary nature. Additionally, it is anticipated that other information which may be requested or utilized in testimony or pleadings by the Staff, as well as the Office of the Public Counsel (Public Counsel) or other intervenors, may contain customer-specific information, competitive pricing information, trade secrets and confidential, technical, financial and business information, or other material of a confidential or proprietary nature. Public disclosure of the referenced material which the Staff, Public Counsel, or others may seek in discovery may tend to harm the interests of the Company, its employees and its customers. None of the information for which a claim or confidentiality will be made can be found in any format in a public document.

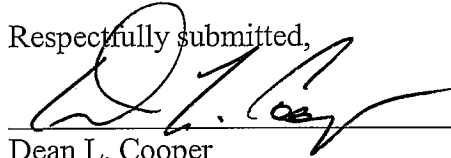
2. Therefore, because there is a potential for public disclosure of confidential or proprietary information without a protective order in place, the Company moves the Commission

to issue in this case its standard-form protective order containing classifications of "highly confidential" and "proprietary."

WHEREFORE, the Company, pursuant to 4 CSR 240-2.085, respectfully requests that the Commission:

- (a) issue the Commission's standard-form protective order containing classifications of "highly confidential" and "proprietary" to guide the parties' conduct in this case; and,
- (b) grant such further relief as the Commission deems appropriate.

Respectfully submitted,



Dean L. Cooper MBE #36592
BRYDON, SWEARENGEN & ENGLAND P.C.
312 E. Capitol Avenue
P. O. Box 456
Jefferson City, MO 65102
(573) 635-7166 voice
(573) 635-3847 facsimile
Email: dcooper@brydonlaw.com

ATTORNEYS FOR THE EMPIRE DISTRICT
ELECTRIC COMPANY

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was hand-delivered, or sent by electronic mail, on March 4, 2005, to the following:

Steve Dottheim
Office of the General Counsel
Governor Office Building, 8th Floor
Jefferson City, Mo 65101

John Coffman
Office of the Public Counsel
Governor Office Building, 6th Floor
Jefferson City, MO 65101

Stuart W. Conrad
Finnegan, Conrad & Peterson, L.C.
3100 Broadway, Suite 1209
Kansas City, MO 64111

