

amounts are a component of a related FAC tariff pending in another case.⁷ The application alleges a \$516,561 over-recovery during Recovery Period 14.

Staff agrees and recommends that the Commission approve the application. OPC does not object. Nevertheless, OPC requests an order requiring the company to change the way it reports certain costs and revenues. In support, OPC cites certain administrative orders and alleges that the company is not complying with those orders.⁸ The company argues that this action is inappropriate for such a determination. The company is correct. The statutes and the Commission's regulations prescribe the complaint procedure for determining OPC's charges.⁹ OPC's filing leaves no time to litigate a complaint within this case, so the Commission will deny OPC's request, without determining the merits of that request.

On the basis of the verified and uncontested filings, the Commission concludes that the application conforms to the applicable statutes, regulations, and tariffs, so the Commission will approve the application.

THE COMMISSION ORDERS THAT:

1. The application described in the body of this order is approved.
2. This order shall be effective on December 1, 2016.

⁷ File No. ER-2017-0092.

⁸ File No. ER-2014-0351 *In the Matter of The Empire District Electric Company for Authority to File Tariffs Increasing Rates for Electric Service Provided to Customers in the Company's Missouri Service Area* EFIS No. 313 (June 24, 2015) *Report and Order* page 28; which cites File No. ER-2014-0258 *In the Matter of Union Electric Company d/b/a Ameren Missouri's Tariff to Increase Its Revenues for Electric Service*, EFIS No. 742 (April 29, 2015) *Report and Order* page 113, finding of fact 7; which cites Federal Energy Regulatory Commission's Order 668.

⁹ Section 386.390, RSMo 2000; 4 CSR 240-2.070.

3. This file shall close on December 2, 2016.

BY THE COMMISSION



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

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney, Rupp, and
Coleman, CC., concur.

Jordan, Senior Regulatory Law Judge