THE STATE CORPORATION COMMISSION OF THE STATE OF KANSAS

Refore Commissioners:

Thomas E. Wright, Chairman

Before Commissions.	Joseph F. Har	rkins	
In the Matter of the Application of T District Electric Company for Ap Implement its Portfolio of Energy and Demand Response Program Kansas Customers, to Provide for Cost Recovery and Lost Revenues Rider Mechanism, to Obtain any Waivers from the Commission, Appropriate Accounting Authority Expenses and Revenues Associated Filing.	proval to Efficiency s for its r Program Through a Necessary and for to Defer		Docket No. 10-EPDE-497-TAR

SUSPENSION ORDER

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and decision. Having examined its files and records, and being duly advised in the premises, the Commission makes the following findings:

- 1. On January 29, 2010, Empire District Electric Co. (Empire) filed an Application with the Commission seeking approval to implement its portfolio of energy efficiency and demand response programs for its Kansas customers, to provide for program cost recovery and lost revenues through a rider mechanism, to obtain any necessary waivers from the Commission, and for appropriate accounting authority to defer expenses and revenues associated with the filing.
- 2. A full investigation of the Application, which may result in a hearing, is deemed necessary and proper. Commission staff is without sufficient time to fully review, consider and analyze whether the proposed revisions are just and reasonable.

3. The Commission finds and concludes that suspension of the Application and deferral of its effective date are required to allow sufficient time for full investigation of this matter. The application should be suspended for a period of 240 days from the date the application was made, January 29, 2010, until Sunday, September 26, 2010. However, given the 240 day suspension period falls on a weekend, the deadline for a Commission Order in this matter is Monday, September 27, 2010, pursuant to K.S.A. 66-117(c) and K.S.A. Supp. 2009 77-503(c).

IT IS, THEREFORE, BY THE COMMISSION ORDERED THAT:

- A. Pursuant to K.S.A. 66-117(c) and K.S.A. Supp. 2009 77-503(c), Empire District Electric Company's Application is suspended until September 27, 2010.
- B. The parties have fifteen days, plus three days if service of this Order is by mail, from the date of service of this Order in which to request rehearing on any matter decided herein. K.S.A. 66-118b, K.S.A. 2009 Supp. 77-529(a)(1).
- C. The Commission retains jurisdiction over the subject matter and the parties for the purpose of entering such further order, or orders, as it may deem necessary.

BY THE COMMISSION IT IS SO ORDERED.

Wright, Chmn.; Harkins, Com. Dated: FEB 1 2010	ORDERED MAILED		
Dated:	FEB 1 2 20 10		
	EXECUTIVE DIRECTOR		
	Susan K. Duffy Executive Director		

TJP:rob