



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 11 2010

**ORDERED MAILED**

FEB 12 2010

 **EXECUTIVE  
DIRECTOR**

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Susan K. Duffy  
Executive Director

TJP:rob