

THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

Before Commissioners:     Dwight D. Keen, Chair  
                                  Susan K. Duffy  
                                  Andrew J. French

In the Matter of the Application of The Empire     )  
District Electric Company for Approval of its     )  
Annual Energy Cost Adjustment ('ACA')     ) Docket No. 23-EPDE-547-ACA  
Filing.     )

**ORDER ASSESSING COSTS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas (Commission) for consideration and determination. Having examined its files and records and being fully advised in the premises, the Commission finds and concludes the following:

1.     The Commission is authorized to assess the expenses of a proceeding, opened upon its own motion, on complaint, or upon an application to it, if the expenses attributable to the investigation exceed the sum of \$100.<sup>1</sup> Therefore, if the \$100 threshold is met in this matter, the Commission will assess these expenses against Empire District Electric Company.

2.     Expenses attributable to this docket shall be assessed beginning three (3) days after the notice of assessment is given by service of this Order. Empire District Electric Company is hereby notified that it has the right to request a hearing regarding this assessment in accordance with the provisions of the Kansas administrative procedure act, K.S.A. 77-501 *et seq.*<sup>2</sup>

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<sup>1</sup> K.S.A. 66-1502 and 66-1513.

<sup>2</sup> K.S.A. 66-1502.

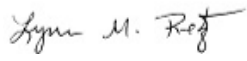
**THEREFORE THE COMMISSION ORDERS THAT:**

- A. Empire District Electric Company is assessed the costs of this proceeding.
- B. Any party may file and serve a petition for reconsideration pursuant to the requirements and time limits established by K.S.A. 77-529(a)(1).<sup>3</sup>
- C. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders as it may deem necessary.

**BY THE COMMISSION IT IS SO ORDERED.**

Keen, Chair; Duffy, Commissioner; French, Commissioner

Dated: 01/05/2023

  
\_\_\_\_\_  
Lynn M. Retz  
Executive Director

CRM/am

<sup>3</sup> K.S.A. 66-1502; K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-513(b).

**CERTIFICATE OF SERVICE**

23-EPDE-547-ACA

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 01/05/2023.

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/S/ KCC Docket Room  
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