

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners: Shari Feist Albrecht, Chair  
Jay Scott Emler  
Dwight D. Keen

In the Matter of the Application of The )  
Empire District Electric Company for ) Docket No. 18-EPDE-549-TAR  
Approval of its Economic Development Rider )

**SUSPENSION ORDER**

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

**I. BACKGROUND**

1. On June 20, 2018, The Empire District Electric Company (Empire) filed an Application with the Commission requesting approval of a new Economic Development Rider (EDR) for industrial and commercial development.<sup>1</sup>

**II. SUSPENSION ORDER**

2. K.S.A. 66-117(c) states in part:

The commission shall not delay the effective date of the proposed change in rate, joint rate, toll, charge or classification or schedule of charges, or in any rule or regulation or practice pertaining to the service or rates of any such public utility or common carrier, more than 240 days beyond the date the public utility or common carrier filed its application requesting the proposed change. If the commission does not suspend the proposed schedule within 30 days of the date the same is filed by the public utility or common carrier, such proposed schedule shall be deemed approved by the commission and shall take effect on the proposed effective date.

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<sup>1</sup> The Empire District Electric Company Economic Development Rider (June 20, 2018) (Application).

3. A full investigation of the Application, which may result in a hearing, is deemed necessary and proper. Absent suspension, the Commission and its Staff are without sufficient time to fully review, consider, and analyze whether the Application should be approved.

4. The Commission finds and concludes that suspension of the effectiveness of the Application and deferral of its effective date are required to allow sufficient time for full investigation of this matter. The effectiveness of the Application is hereby suspended for a period of 240 days from the date it was filed, Wednesday, June 20, 2018, until Friday, February 15, 2019, pursuant to K.S.A. 66-117(c). A Commission decision may be issued before such date.

**THEREFORE, THE COMMISSION ORDERS:**

A. Pursuant to K.S.A. 66-117(c), the Application in the above-captioned docket shall be suspended, and the effective date deferred, until Friday, February 15, 2019.

B. Electronic service shall be utilized for serving pleadings/motions and orders.

C. The parties have fifteen (15) days, plus three (3) days if service of this Order is by mail, from the date of service of this Order to petition the Commission for reconsideration or request a hearing, provided by K.S.A. 77-529(a)(1)<sup>2</sup>.

D. The Commission retains jurisdiction over the subject matter and parties for the purpose of entering such further orders, as necessary.

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<sup>2</sup> K.S.A. 66-118b; K.S.A. 77-503(c); K.S.A. 77-531(b).

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

Albrecht, Chair; Emler, Commissioner; Keen, Commissioner

Dated: 06/28/2018

A handwritten signature in black ink, appearing to read "Lynn M. Retz", written over a horizontal line.

Lynn M. Retz  
Secretary to the Commission

CAB

## **CERTIFICATE OF SERVICE**

18-EPDE-549-TAR

I, the undersigned, certify that the true copy of the attached Order has been served to the following parties by means of electronic service on 06/28/2018.

JAMES G. FLAHERTY, ATTORNEY  
ANDERSON & BYRD, L.L.P.  
216 S HICKORY  
PO BOX 17  
OTTAWA, KS 66067  
Fax: 785-242-1279  
jflaherty@andersonbyrd.com

BRENT BAKER P.E., VICE-PRESIDENT, NATIONAL  
CONSUMER EXPERIENCE OPERATIONS  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 S JOPLIN AVE  
JOPLIN, MO 64801  
Fax: 417-625-5169  
brent.baker@libertyutilities.com

CHRISTOPHER D. KRYGIER, DIRECTOR, RATES AND  
REGULATORY AFFAIRS (CENTRAL REGION)  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 S JOPLIN AVE  
JOPLIN, MO 64801  
Fax: 417-625-5169  
chris.krygier@libertyutilities.com

JILL SCHWARTZ, SR. MANAGER, RATES AND  
REGULATORY AFFAIRS (CENTRAL REGION)  
EMPIRE DISTRICT ELECTRIC COMPANY  
602 S JOPLIN AVE  
JOPLIN, MO 64801  
Fax: 417-625-5169  
jill.schwartz@libertyutilities.com

COLE BAILEY, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
c.bailey@kcc.ks.gov

ROBERT VINCENT, LITIGATION COUNSEL  
KANSAS CORPORATION COMMISSION  
1500 SW ARROWHEAD RD  
TOPEKA, KS 66604  
Fax: 785-271-3354  
r.vincent@kcc.ks.gov

/s/ DeeAnn Shupe  
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DeeAnn Shupe