

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of EDF Energy)
Services, LLC for Certification as a Seller of Energy) **File No. GA-2017-0340**
Services in the State of Missouri)

ORDER EXTENDING TIME TO FILE RECOMMENDATION

Issue Date: September 13, 2017

Effective Date: September 13, 2017

On June 15, 2017, EDF Energy Services, LLC (EDF), filed an application for certification as a seller of energy services in the state of Missouri. In response, the Commission directed its Staff to file a recommendation regarding that application by June 30. Subsequently, Staff indicated it could not file a recommendation until EDF responded to several data requests submitted by Staff. At Staff's request, the Commission extended the deadline for filing a recommendation to August 14 and then again to September 14. On September 13, Staff filed a motion asking the Commission to again extend the date for the filing of a recommendation and to order EDF to respond to Staff's data requests.

Staff explains that it found several ambiguities and deficiencies in the application. It sent four data requests to EDF to obtain the additional information it needs to prepare a recommendation. Staff served those data requests on EDF on July 6, and responses were due by July 26. EDF did not object to the data requests, but has not responded to them.

The Commission understands Staff cannot file a recommendation regarding EDF's application until it obtains the information it seeks through its data requests. For that reason, the Commission will extend the deadline for filing a recommendation by 30 days. Staff also asks the Commission to order EDF to respond to the data requests. The Commission will not do so.

EDF has asked the Commission to grant it certification as a seller of energy services in Missouri. As the applicant, EDF has the burden of demonstrating that it satisfies the legal requirements for such certification. If EDF refuses to give Staff, and ultimately the Commission, the information needed to determine whether it should be certified, it will have failed to carry that burden and Staff may recommend the application be dismissed. The choice belongs to EDF: either give Staff the information it needs by responding to the data requests, or risk the dismissal of its application

THE COMMISSION ORDERS THAT:

1. The Staff of the Commission shall file its recommendation regarding EDF Energy Services, LLC's application no later than October 13, 2017.
2. Any other party wishing to file a recommendation regarding EDF Energy Services, LLC's application shall do so no later than October 13, 2017.

3. This order shall be effective when issued.

BY THE COMMISSION



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

Morris L. Woodruff
Secretary

Morris L. Woodruff, Chief Regulatory
Law Judge, by delegation of authority pursuant
to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 13th day of September, 2017.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City, Missouri, this 13th day of September 2017.




Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

September 13, 2017

File/Case No. GA-2017-0340

**Missouri Public Service
Commission**

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Morris L. Woodruff
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.