

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

In the Matter of the Application of)	
Thomas and Tammy McCoin For)	Case No. EO-2010-0067
Change of Electric Supplier)	

**MOTION TO FILE RESPONSE OF
OZARK BORDER ELECTRIC COOPERATIVE OUT OF TIME**

COMES NOW Ozark Border Electric Cooperative, by and through counsel, Mark A. Kennedy, and moves the Commission to allow it to file its response to Thomas and Tammy McCoin's Application For Change of Electric Supplier, based upon the following grounds:

1. At the time this Application was filed, Ozark Border believed it had representation from Andrew Sporleder of the firm of Andreck Evans in Jefferson City, Missouri.

2. Andrew Sporleder had prepared a Response of Ozark Border Electric Cooperative for filing, but when the Pemiscot-Dunklin Electric Cooperative filed a Motion To Intervene in this matter, that created a conflict for Andrew Sporleder and he was reluctant to sign and file the pleadings in this action due to the conflict of interest.

3. The file on this matter then had to be transferred to Ozark Border's local counsel in Poplar Bluff, Missouri for the filing of a response on behalf of Ozark Border and that is the reason for the two-day delay in filing a Response to the Application of Thomas and Tammy McCoin For Change of Electric Supplier.

WHEREFORE, Ozark Border Electric Cooperative prays the Commission to allow the Response of Thomas and Tammy McCoin to be filed two days out of time.

Respectfully submitted,

KENNEDY, KENNEDY, ROBBINS & YARBRO, LC



Mark A. Kennedy #28183
1165 Cherry Street
P. O. Box 696
Poplar Bluff, MO 63902
Telephone: (573) 686-2459
Telefax: (573) 686-7822
ian@kkrylawfirm.com

ATTORNEY FOR OZARK BORDER ELECTRIC COOP.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and accurate copy of the foregoing was mailed via first class mail on the following parties this 2nd day of October, 2009 to:

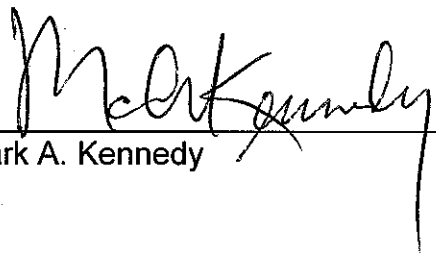
Office of General Counsel
Missouri Public Service Commission
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, MO 65012

Thomas and Tammy McCoin
18345 US Highway 62
Campbell, MO 63933

Lewis Mills
Office of Public Counsel
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, MO 65102

Campbell Light Department
Legal Department
302 West Grant Street
Campbell, MO 63933

Craig S. Johnson
Berry Wilson, LLC
304 E. High Street, Suite 100
P.O. Box 1606
Jefferson City, MO 65102



Mark A. Kennedy