



Martha S. Hogerty

Public Counsel

State of Missouri

Roger B. Wilson

Governor

Office of the Public Counsel
Governor Office Building
200 Madison, Suite 650
P.O. Box 7800
Jefferson City, Missouri 65102

Telephone: 573-751-4857
Facsimile: 573-751-5562
Web: <http://www.mo-opc.org>
Relay Missouri
1-800-735-2966 TDD
1-800-735-2466 Voice

December 18, 2000

FILED³

DEC 18 2000

Missouri Public
Service Commission

Mr. Dale H. Roberts
Secretary/Chief Regulatory Law Judge
Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

Re: City of Rolla, Missouri
Case No. EA-2000-308

Dear Mr. Roberts:

Enclosed for filing in the above-referenced case please find the original and eight copies of **Motion to Accept Late-Filed Exhibit**. Please "file" stamp the extra-enclosed copy and return it to this office.

Thank you for your attention to this matter.

Sincerely,

M. Ruth O'Neill
Assistant Public Counsel

MRO:jb

cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED³
DEC 18 2000

Missouri Public
Service Commission

In the Matter of the Application of the)
City of Rolla, Missouri, for an Order)
Assigning Exclusive Service Territories)
And for Determination of Fair and)
Reasonable Compensation pursuant to)
Section 386.800 RSMo 1994)

Case No. EA-2000-308

MOTION TO ACCEPT LATE-FILED EXHIBIT

COMES NOW, the Office of Public Counsel (Public Counsel), and respectfully moves the Missouri Public Service Commission to admit the attached late-filed Exhibit into evidence in this case. This motion is made for the reason that, following the time set for evidentiary hearing in this case, Public Counsel and the General Counsel's office of the PSC staff have received additional letters from persons interested in this proceeding. The senders of these letters oppose Rolla's application to become the sole provider of electric service to areas that have been recently annexed into the Rolla city limits.

The Office of the Public Counsel believes that it is appropriate for this Commission to give due consideration to the wishes of the customers and property owners who will be affected by this Commission's decision. Like the contents of Exhibits 16, 17, and 18, which were admitted into evidence at the evidentiary hearing in this case, Public Counsel believes that the letters contained in this exhibit are relevant to the issued before the Commission in this proceeding, and so should be admitted into evidence.


At the close of the presentation of testimony in this case, the Commission set a deadline of December 19, 2000, for the late filing of any additional exhibits in this case.

Public Counsel therefore respectfully requests that the Commission consider this Exhibit to be timely filed under the late-filing provisions of the Commission's Order in this case.

WHEREFORE, the views of the public who will be most directly affected by the commission's decision in this case should be given due consideration by the Commission. Therefore, it is respectfully moved that the attached Exhibit be admitted into evidence.

Respectfully submitted,

Office of the Public Counsel

By: 

M. Ruth O'Neill (#49456)

Assistant Legal Counsel

P O Box 7800

Jefferson City, MO 65102

(573) 751-1304

(573) 751-5562 FAX

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered to the following this 19th day of December 2000:

Dennis L. Frey
Missouri Public Counsel
PO Box 360
Jefferson City, MO 65102
Attorney for Staff

Mark W. Comley
Newman, Comley & Ruth, P.C.
601 Monroe, Suite 301
Jefferson City, MO 65102
Attorney for Intercounty Electric
Cooperative Association

Gary W. Duffy
Brydon, Swearengen & England, P.C.
312 E. Capitol Ave
Jefferson City, MO 65102
Attorney for City of Rolla

Michael R. Dunbar
Smith Dunbar Turley
266 Marshall Drive--St. Robert
PO Box 494
Waynesville, MO 65583
Attorney for Intervenors
("Southside Neighbors")

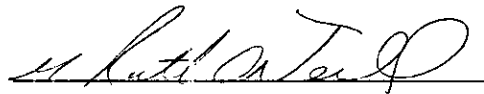
A handwritten signature in cursive script, appearing to read "Ruth A. Turley", written over a horizontal line.

Exhibit Number _____
Issue: Whether the City of Rolla's request for
An assignment of the exclusive territory
and transfer Of Intercounty Electric
Cooperative Association's Facilities
are in the Public Interest
Type of Exhibit: Demonstrative Aid
Sponsoring Party: Office of the Public Counsel

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of the)	
City of Rolla, Missouri, for an Order)	
Assigning Exclusive Service Territories)	
And for Determination of Fair and)	Case No. EA-2000-308
Reasonable Compensation pursuant to)	
Section 386.800 RSMo 1994)	

EXHIBIT

Contents: Letters received by the Office of the Public Counsel. According to information contained on the letters themselves, they were sent by:

1. Geri Doyle
2. James Flaherty, 105 Shady Lane, Rolla, MO 65401
3. Bill Hamilton, 18476 St. Rt. BB, St. James, MO 65559
4. Gleana Harrison, 1304 Highway O, Rolla, MO 65401
5. Tom Hinds, P O Box 2019, Rolla, MO 65402-2019
6. Jeff Jaquess, P O Box 1592, Rolla, MO 65402
7. James Matthews, 1169 Redwood Drive, Rolla, MO 65401-4482
8. Gustav O. Mauller
9. Janice K. Molzen, 517 Keeton Road, Rolla, MO
10. Randy Moore, 1713 Barnitz Avenue, Rolla, MO 65401
11. Dave and Jana Neiss, 1863 Osage Drive, Rolla, MO 65401-8167
12. Ralph and Gessie Parker, 1871 Longview Lane, Rolla, MO 65401
13. Don and Virginia (Ginger) Priest, 1295 Highway O, Rolla, MO 65401
14. Ray Schweikhardt, 1342 South Rolla Street, Rolla, MO 65401
15. Al J Sulley, Jr., 1213 Redwood Drive, Rolla, MO 65401
16. C. Michael and Jayne Tucker, 1869 Longview Lane, Rolla, MO 65401
17. Kenneth E. West, 1858 Osage Drive, Rolla, MO 65401

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

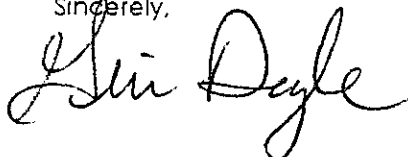
I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

A handwritten signature in cursive script, reading "Lori Dayle".

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

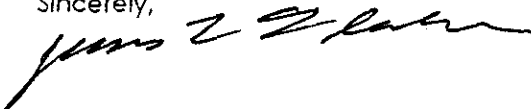
I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,



James L. Flaherty
105 Shady Ln.
Rolla Mo. 65401

DEC 04 2000

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

D W Hamilton

18476 St. Rt. BB

St. James, MO. 65559

My "South Side" Property is @ 250 Lions Club Av.
I did attend the meeting in Rolla in October. I
feel it would be a big mistake! to switch from
something that's working well to something that isn't
working and won't.

Thank You.

DW

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely, *Gleana Harrison*
1304 Highway D
Rolla, MO, 65401

NOV 16 2000

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Don Hinds
P.O. Box 2019
Rolla, Mo-65402-2019

*I want to keep Intercounty Electric
They give good service*

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

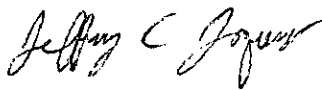
I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,



JEFF JAQUESS
PO Box 1592
Rolla, MO 65402

November 15, 2000

Office of the Public Counsel
Suite 650
200 Madison Street
P.O. Box 7800
Jefferson City, Missouri 65102-7800

FILE COPY

Gentlemen:

I live in the Rolla Southside annexation area. I understand that there is some discussion as to who should provide electrical service to my area. I would like to stay with Intercounty Electric Cooperative. They have given me very good friendly service for many years. There have been very few outages. And when one does occur it is handled very courteously and timely. Their rates are reasonable. And we are given nice rebates that come with being in a cooperative.

The City of Rolla has many lengthy outages. When outages are reported the response is not respectful. Therefore, not a company that I would want to do business with.

I want Intercounty to continue giving me the excellent service that I am accustomed to.

Sincerely,



James Matthews

cc: Intercounty Electric Coop

NOV 20 2000

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Gustav O. Mauler

Rolla Mun. Utilities is very arrogant and I don't want them to have any control over me. They and Amer.-U.E. sleazy lawyers swad us twice to stop us having our own sewer & water district. At the same time they told us in writing on their plan of intent that they didn't want our electric service. They lie & desire to serve their own wants & desires, not ~~the public~~ the public. To serve the public. This is my opinion based on experience with them and I don't want them.

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As i will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Janice K Malzew
517 Keeton Rd
Rolla

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Randy Moore
1713 Barnitz Ave
Rolla, MO
65401

I ATTENDED The October
Hearing in Rolla, But
Did Not Speak.

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

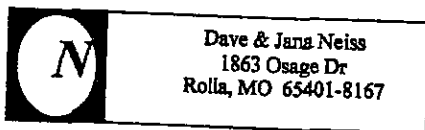
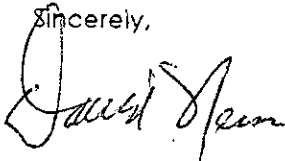
I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,



It was our understanding, as informed by Rolla Municipal Utilities, that we would not be forced to switch providers. Our choice to remain with Intercounty Electric is a fundamental right. I consider being forced to switch to be immoral & illegal.

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Ralph S. Parker
Jessie L. Parker

1871 Longview Lane
Rolla, Mo. 65401

P.S. We were in attendance at the October hearing but did not speak.

November 25, 2000

Dear Mr. Grey:

Re: Case No. EA - 2000 - 308

Holla Southside Annexation Area
Holla Municipal Utilities vs
Intercounty Electric

During annexation proceedings for an area on the south side of the Holla City limits, we were led to believe by the City of Holla Revised Plan of Intent for the Southside Annexation (copy of page 10 enclosed) that our electric supplier would remain Intercounty Electric. This was not an issue (as it should have been) because we trusted that all parties would be held to the Plan of Intent. We have found that not to be the case.

Both of us have worked diligently to retain Intercounty Electric as our electric provider. We have made phone calls, written letters, passed petitions, attended and testified at a public hearing, etc.

-over-

- 2 -

Please let our voice be heard in our desire to retain Intercounty Electric as the provider for electricity in the Southside Annexation area in which we reside.

Your consideration is appreciated.

Sincerely,
Virginia (Ginger) Priest
Don Priest

1295 Highway 0
Rolla, Mo 65401
573-364-6528

Proposed Cost of Street Lighting Installation

Location	Length	Number of Lights	Cost
Parkview Subdivision	6,416	18 - 100W HPS	\$21,040.20
Ozark Terrace	650	2 - 100W HPS	\$2,277.80
S. Bishop Avenue	3,000	6 - 400W HPS	\$24,360.00
Shady Brook Drive	1,400	3 - 100 W HPS	\$4,479.20
State Highway "O"	5,280	9 - 100W HPS	\$12,342.49
State Highway 72	6,870	19 - 400W HPS	\$58,595.00
Line-Barnitz Subdivision	9,000	14 - 100W HPS	\$27,069.60
County Rd #3050	2,000	4 - 100W HPS	\$6,305.60
So. Rolla Street	2,600	6 - 100W HPS	\$6,586.40
Lion's Club Drive	3,500	6 - 100W HPS	\$10,708.40
Totals	37,516	81 Lights	\$173,764.69

Source: Rolla Municipal Utilities (RMU), 1996

Electricity:

The Rolla Municipal Utilities is owned by the City of Rolla and provides electric service for residential and commercial customers within the City limits of Rolla. RMU is governed by the Rolla Board of Public Works, which is a four member board approved by the Rolla City Council. RMU serves approximately 7,264 customers for an average 72 customers per mile of the electric distribution system. RMU currently has a total of 44 full time and 4 part-time employees. The RMU business office is staffed by 12 full time and 2 part-time employees and with the remaining employees working out of the service department. RMU maintains 101 miles of distribution lines that consist of 87.25 miles of overhead lines, 13.75 miles of underground lines and 10 substations. RMU is a full requirement contract customer of Union Electric Company. The electricity utilized in Rolla is purchased from Union Electric. This electricity supplied by Union Electric originates at multiple sources. These sources are Union Electric's Labadie coal-fired Missouri River generating plant, the Callaway County nuclear facility or Bagnell Dam at the Lake of the Ozarks. In addition, surplus power is frequently bought and sold from other electrical facilities. Rolla's electricity needs are but a small part of Union Electric's overall system demands. The local availability of electricity will not be a limiting factor relative to future development of the proposed annexation area.

The areas within the proposed annexation that are now receiving electric service from a rural electric CO-OP would continue to do so. RMU would not be allowed to serve any of these properties. Any new development within this area would receive electric service from RMU. It is the policy of RMU to absorb the cost of any electric extension and this would continue to be the case. The proposed financing of electric extensions into the proposed annexation area is to use electric reserve funds to install any new lines.

Enterprise Funds

Assets	Water	Electric	Total
Cash in Bank	\$421,553.93	\$782,885.90	\$1,204,439.80
Reserves	\$1,983,475.90	\$3,683,598.10	\$5,667,074.00
Inventory	\$208,301.48	\$205,369.31	\$413,670.79
Totals	\$2,613,331.20	\$4,671,850.30	\$7,285,184.59

Source: Rolla Municipal Utilities (RMU), 1996

Timetable For Service Delivery

Within 90 days after the effective date of annexation:

Finalize the location of municipal street lights

Within 365 days after the effective date of annexation:

Substantial completion of municipal street lighting

Street Lighting:

The City of Rolla provides residential street lights at intersecting streets, at points of street curvature that might obstruct street vision, or with spacing of approximately 600 feet. The estimated cost of electricity for the operation of these lights is \$5.25 per month per light. Street lights along State Highways are spaced as required by the Missouri State Highway and Transportation Department. These lights cost \$21.00 per month per light.

Street Lighting Maintenance Fees

Location	Number of Lights	Cost
Parkview Subdivision	18 - 100W HPS	\$1,134
Ozark Terrace Subdivision	2 - 100W HPS	\$126
South Bishop Avenue	6 - 400W HPS	\$1,512
Shady Brook Drive	3 - 100W HPS	\$189
State Highway "O"	9 - 100W HPS	\$576
State Highway 72	19 - 400W HPS	\$4,788
Line-Barnitz Subdivision	14 - 100W HPS	\$882
County Road #3050	4 - 100W HPS	\$252
South Rolla Street	6 - 100W HPS	\$378
Lion's Club Drive	6 - 100W HPS	\$378
Total	81 Lights	\$10,215

Source: Rolla Municipal Utilities (RMU), 1996

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Ray Schweikhardt
Ray Schweikhardt
1342 So Rolla St.
Rolla Mo 65401
573-364-8734

DEC 04 2000

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:


I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,



1213 Redwood Dr
Rolla, Mo. 65401

November 14, 2000

Mr. Dennis Frey
Assistant General Counsel
Missouri Public Service Commission
200 Madison St.
P.O. Box 360
Jefferson City, Missouri 65102-0360
1-800-392-4211

Dear Mr. Frey:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As i will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

C. Michael Tucker
Jayre Tucker

1869 Longview Lane
Rolla, Mo 65401

FILE COPY

November 14, 2000

Mr. John Coffman
Office of the Public Counsel
Suite 650
200 Madison St.
P.O. Box 7800
Jefferson City, Missouri 65102-7800
1-800-392-4211

Dear Mr. Coffman:

I would like to ask that you use this letter as my voice in your decision to retain Intercounty Electric or adopt Rolla Municipal Utilities in the Southside Annexation area.

I am opposed to Rolla Municipal Utilities taking over my electrical utilities and wish to retain Intercounty Electric. I do reside or have a business in the Southside Annexation area.

As I will be unable to attend your December meeting on this matter I am none the less concerned with having my voice heard. Below is my full name and address if you have any questions.

Thank you for your time.

Sincerely,

Kenneth E. West
1858 Osage Dr.
Rolla, Mo. 65401

DEC 04 2000