

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

In the Matter of the Joint Motion of)
Osage Valley Electric Cooperative, Inc. and)
Evergy Missouri West, Inc. d/b/a Evergy) Case No. EO-2021-0339
Missouri West For Approval of a Third)
Addendum to the Parties’ Territorial)
Agreement designating the Boundaries of)
each electric service Supplier within)
portions of Cass County)

JOINT MOTION TO CLARIFY

COME NOW, Osage Valley Electric Cooperative (“Osage Valley”) and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (“Evergy Missouri West”), hereinafter referred to collectively as “Movants,” by and through their respective counsel, and for their Joint Motion to the Missouri Public Service Commission (“Commission”), respectfully state as follows:

1. Since the filing of the Joint Application in this case, the property at issue in the Third Amended Territorial Agreement has changed ownership.
2. Further, the Movants now wish to limit the parcel at issue in the Third Amended Territorial Agreement to only that portion which was sold to Toy Lot, LLC.
3. The attached **Third Amended Exhibit A (Revised)** contains the legal description of that parcel which is approximately 9.7 acres of the original 55 acres.
4. The new owner of the parcel defined in Third Amended Exhibit A (Revised), Toy Lot, LLC, has consented to this Third Amended Territorial Agreement as evidenced by the attached **Appendix D**.

WHEREFORE, Movants respectfully request that the Public Service Commission of Missouri issue its order:

- (a) Finding that the exclusive provision of electric service by Osage Valley to

the Parcel is not detrimental to the public interest and approving the Movants' Third Addendum to Territorial Agreement; and

- (b) Authorizing Movants to perform in accordance with the terms and conditions of the Third Addendum.

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on May 19, 2021, to the following:

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