

In the Matter of the Application of John J.)
Lindsay for Change of Electric Supplier) File No. EO-2023-0266

MOTION FOR STAY

COMES NOW The Empire District Electric Company d/b/a Liberty and, with the agreement or non-objection of John Lindsay, the Staff of the Commission, and New-Mac Electric Cooperative, respectfully requests a stay of these proceedings:

1. On February 16, 2023, John Lindsay filed an application requesting a change of electric supplier from Liberty to New-Mac Electric Cooperative. Both Liberty and New-Mac currently provide electric service to properties owned by Mr. Lindsay.
2. Liberty and New-Mac filed answers to Mr. Lindsay's application, and the Staff of the Commission filed a report.
3. On July 13, 2023, the Commission issued an *Order Setting Procedural Schedule* herein. The procedural schedule includes a date of August 29, 2023, for the filing of rebuttal testimony and a hearing date of September 19, 2023.
4. The parties attended a settlement conference on August 8, 2023, and Liberty and Mr. Lindsay continued to discuss his electric service following the settlement conference.
5. To allow time for further discussion and the possible resolution of Mr. Lindsay's application, Liberty requests a stay of these proceedings, including suspension of the procedural schedule and cancellation of the currently scheduled hearing date.
6. A stay will not prejudice any party and will make the best use of the parties' time and other resources.

WHEREFORE, Liberty respectfully requests that the Commission issue an order staying these proceedings, including suspension of the procedural schedule and cancellation of the currently scheduled hearing date.

Respectfully submitted,

/s/ Diana C. Carter

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CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 29th day of August, 2023, with notification of the same being sent to all counsel of record. This pleading was also sent by electronic mail or U.S. Mail to all parties/counsel of record.

/s/ Diana C. Carter