

3. Empire admits the allegations of paragraphs 3 and 4 of the Application.

4. Regarding paragraph 5, Empire admits that the Property appears to have been remodeled. Empire is without sufficient knowledge to admit or deny how long the Customer has owned the Property or if New-Mac Electric has an easement through the Property that affects the Customer's use of the land. Empire denies all other allegations of paragraph 5 of the Application.

5. Regarding paragraph 6, Empire admits that power is not currently flowing to the Property, although Empire stands ready, willing, and able to provide safe and adequate electric service to the Property at just and reasonable rates. Empire is without sufficient knowledge to admit or deny whether New-Mac Electric has been to the Property and expressed its ability to provide electric service to the Property. Empire denies all other allegations of paragraph 6 of the Application.

6. Empire denies all allegations of the Application not specifically admitted herein.

7. In further response, Empire states that it has the right to continue as the electric service provider for the Property pursuant to RSMo. 393.106. Empire is unaware of any facts or circumstances that would make a change of supplier in the public interest.

WHEREFORE, Empire respectfully requests that the Commission dismiss or deny the Application and grant such additional or further relief as is just and proper under the circumstances.

Respectfully submitted,

THE EMPIRE DISTRICT ELECTRIC COMPANY

By: 

Sharrock Dermott, Missouri Bar #51687

602 S. Joplin Avenue
P.O. Box 127
Joplin, Missouri 64802
Telephone: (417) 626-5976
Facsimile: (417) 625-5153
Email: sdermott@empiredistrict.com

ATTORNEY FOR THE EMPIRE DISTRICT ELECTRIC
COMPANY

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was filed in EFIS and that a copy of the same was sent via electronic mail or U.S. Mail, postage prepaid, on May 24, 2017, to the following:

Missouri Public Service Commission
Staff Counsel Department
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, Missouri 65102
staffcounsel@psc.mo.gov

Office of the Public Counsel
Hampton Williams
200 Madison Street, Suite 650
P.O. Box 2230
Jefferson City, Missouri 65102
opc@ded.mo.gov

Missouri Public Service Commission
Nathan Williams
200 Madison Street, Suite 800
P.O. Box 360
Jefferson City, Missouri 65102
nathan.williams@psc.mo.gov

New-Mac Electric Cooperative, Inc.
Legal Department
12105 E. Hwy. 86
P.O. Box 310
Neosho, Missouri 64850

Brandon Jessip
7082 Nighthawk Road
Neosho, Missouri 64850



Sharrock Dermott