

W.K.

Case No. EO-98-143

## ORDER CLOSING CASE

The negotiation for several annexations pending at the time of the territorial agreement and additional annexations continue to be negotiated and are recounted in a simultaneous filing made in Case No. EO-97-348. Poplar Bluff stated in its Status Report that if the sale of those facilities is completed without controversy, the city believes that the basis for its current application under Section 386.800, RSMo, filed in Case No. EO-97-348, will become moot and the city will at the appropriate time move to dismiss that case. Poplar Bluff stated also that it may file future applications pursuant to Section 386.800, RSMo,

applicable to the future annexations under the territorial agreement because the provisions of the statute allow a narrow time period in which to seek such applications.

Poplar Bluff stated that although it will comply with the Commission's order to file semi-annual status reports in this case, it is the city's position that this case should be closed at this time.

The Commission, after review of the Status Report filed by the City of Poplar Bluff, finds that no further action is required in this case, therefore, this case may be closed. Additional action may occur relating to the Commission's original order approving the territorial agreement; however, if additional approval is required by the Commission, the parties will need to file their application for approval in a separate case.

**IT IS THEREFORE ORDERED:**

1. That no further filings are expected in this case and this case may be closed.

2. That this order shall become effective on June 16, 1999.

BY THE COMMISSION



Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

( S E A L )

Shelly R. Register, Regulatory  
Law Judge, by delegation of  
authority pursuant to 4 CSR  
240-2.120(1), (November 30, 1995)  
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,  
on this 16th day of June, 1999.

RECEIVED

JUN 18 1999

COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION