

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 11th
day of December, 1992.

In the matter of the request of Kelvin Ingalsbe)
to change electrical suppliers.) Case No. EA-93-103

ORDER GRANTING MOTION TO DISMISS

On September 15, 1992, an application was filed in the above matter by Kelvin Ingalsbe (Applicant) alleging service difficulties from Applicant's current electrical supplier, White River Valley Electric Cooperative, Inc. (White River), and seeking a change of supplier to Empire District Electric Company (Empire). The matter was set for prehearing conference and subsequent hearing at 10:00 a.m., December 4, 1992, in the Commission's hearing room on the fifth floor of the Harry S Truman State Office Building, 301 West High Street, Jefferson City, Missouri. Due notice was sent to all parties. All parties were present except Applicant, who failed to appear at the hearing and no communication was received from Applicant in this regard either prior to or after the hearing. After allowing an additional fifteen minutes for Applicant to appear, motion was made by White River to dismiss the request for failure to prosecute and for other grounds as set out in White River's motion of October 15, 1992, which motion was previously denied by the Commission on November 6, 1992.

The Commission finds that, as Applicant has failed to appear and prosecute this matter, the Commission has no need to reexamine White River's prior motion to dismiss.

Therefore, the Commission dismisses this case for Applicant's failure to prosecute.

IT IS THEREFORE ORDERED:

1. That the request filed on September 15, 1992 by Kelvin Ingalsbe is, on motion by White River Valley Electric Cooperative, Inc., dismissed.
2. That this Order shall become effective on the 22nd day of December, 1992.

BY THE COMMISSION

Brent Stewart

Brent Stewart
Executive Secretary

(S E A L)

McClure, Chm., Mueller, Rauch,
Perkins, and Kincheloe, CC., Concur.