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BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of Ralls)
County Electric Cooperative and the City)
of Vandalia, Missouri, for Approval of a)
Written Territorial Agreement Designating)
the Boundaries of Each Electric Service)
Supplier in the Counties of Audrain, Pike)
and Ralls in Missouri.)

Case No. EO-98-142

ORDER AND NOTICE

On October 3, 1997, Ralls County Electric Cooperative (Ralls) and the City of Vandalia, Missouri (Vandalia), hereinafter referred to as Applicants, filed a Joint Application under Sections 394.312 and 416.041.3, RSMo 1994, requesting that the Commission authorize Applicants to perform in accordance with the terms and conditions of an amended territorial agreement. The amended territorial agreement is attached to the application and marked as Exhibit A. A certified copy of the resolution of the Board of Directors of Applicant Ralls authorizing amendment of the territorial agreement is attached to the application and marked as Exhibit B. A certified copy of Vandalia's city ordinance authorizing amendment of the territorial agreement is attached to the application and marked as Exhibit C.

Applicants are requesting Commission approval of a modification to paragraph 6 of the territorial agreement approved in Case No. EO-96-174. That paragraph deals with customer bills for which the cooperative is required to pay a percentage of gross receipts from the sale of electricity to the city. Applicants state that the amended territorial agreement is in the public interest.

The Commission determines that notice of the application should be sent to interested persons, an intervention date set and an expedited

procedural schedule established, as the Commission must rule on the application no later than January 30, 1998, unless otherwise ordered by the Commission for good cause shown.

Rather than adopting a procedural schedule at this time, the Applicants, Staff and the Office of the Public Counsel shall file a proposed procedural schedule no later than October 30, 1997. It shall provide for the hearing to occur on December 22, 1997.

The Commission determines that notice of this application should be given by the Commission's Records Department sending a copy of this order to the County Commissions of Audrain, Pike and Ralls Counties, Missouri. The Commission further determines that the Information Officer of the Commission should provide notice to the members of the General Assembly representing the Applicants' service areas and to the newspapers which serve Applicants' service areas as listed in the newspaper directory of the current *Official Manual of the State of Missouri*.

Proper persons wishing to intervene shall file an application to intervene no later than October 24, 1997 with the Executive Secretary of the Commission, Post Office Box 360, Jefferson City, Missouri 65102, and a copy of the application to intervene shall be sent to:

Mr. Patrick A. Baumhoer
Mr. Victor S. Scott
Andereck, Evans, Milne, Peace & Baumhoer, L.L.C.
P.O. Box 1438
Jefferson City, Missouri 65102

Mr. Daniel Strode, Manager
Ralls County Electric Cooperative
P.O. Box 157
New London, Missouri 63459

Mr. Al Minner
City of Vandalia
City Hall
200 East Park Street
Vandalia, Missouri 63382

Mr. William C. McIlroy
McIlroy and Millan
Attorneys at Law
210 South Main Street
Vandalia, Missouri 63382

IT IS THEREFORE ORDERED:

1. That the Records Department and Information Officer of the Missouri Public Service Commission be directed hereby to send notice as set forth in this order.
2. That any interested person wishing to intervene in this case shall file an application to intervene with the Commission's Executive Secretary, Post Office Box 360, Jefferson City, Missouri 65102, no later than October 24, 1997, and serve a copy on the representatives of Ralls County Electric Cooperative and the City of Vandalia, Missouri, as listed in this order.
3. That the parties shall file a proposed procedural schedule on or before October 30, 1997.
4. That this matter shall be heard on December 22, 1997.
5. That this order shall become effective on October 9, 1997.

BY THE COMMISSION



Cecil I. Wright
Executive Secretary

(S E A L)

Thomas H. Luckenbill, Deputy Chief
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 9th day of October, 1997.