

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service Commission held at its office in Jefferson City on the 7th day of April, 1995.

Complaint of Ozark Border Electric)
Cooperative as to Territorial) **CASE NO. EC-95-198**
Agreement between Union Electric)
Company and the City of Poplar Bluff.)

ORDER DENYING REHEARING

On December 30, 1994, Ozark Border Electric Cooperative filed a complaint directed against the territorial agreement between Union Electric Company and the City of Poplar Bluff, Missouri, approved in Commission Case No. EM-94-90. Ozark filed its complaint under § 394.312 RSMo 1994. Thereafter the City filed an answer and Motion to Dismiss, and Union Electric filed an answer and Comments in Support of the Motion to Dismiss. Ozark filed Suggestions in Opposition to the Motion to Dismiss, the City filed a reply to Ozark's suggestions, and Staff filed a Motion to Clarify Issues. The Commission issued an order dismissing Ozark's complaint on March 7, 1995. Ozark filed a motion for rehearing on March 16, 1995, and Union Electric filed a response on March 27, 1995.

Under § 386.500 RSMo 1994 the Commission will grant a rehearing if it finds there is sufficient reason for rehearing. Upon review of Ozark's motion, the Commission finds that there is not sufficient reason for rehearing and that the motion should be denied.

IT IS THEREFORE ORDERED:

1. That the Motion for Rehearing filed by Ozark Border Electric Cooperative on March 16, 1995, be denied.

2. That this order shall become effective on the date hereof.

BY THE COMMISSION


David L. Rauch
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Perkins,
Kincheloe and Crumpton, CC., concur.