## STATE OF MISSOURI PUBLIC SERVICE COMMISSION

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At a Session of the Public Service Commission held at its office in Jefferson City on the 6th day of November, 1997.

The Staff of the Missouri Public Service Commission,	) )	
Complainant,	)	
V.	CASE NO. EC-97-36	<u> 2</u>
UtiliCorp United, Inc., d/b/a Missouri Public Service,	) ) )	
Respondent.	, )	

## **ORDER DISMISSING CASE**

On March 3, 1997, the Staff of the Missouri Public Service Commission filed a complaint against UtiliCorp United, Inc., d/b/a Missouri Public Service. On August 16, the Staff filed a motion to dismiss its case. Pursuant to 4 CSR 240-2.116 an applicant or complainant may voluntarily dismiss an application or complaint without an order of the Commission at any time before prepared testimony has been filed. Prepared testimony was filed in this case on March 28. Therefore, an order of the Commission is necessary.

No party has filed opposition to the Staff's motion to dismiss. The Commission will grant the motion to dismiss.

## IT IS THEREFORE ORDERED:

1. That the complaint filed by the Staff of the Missouri Public Service Commission against UtiliCorp United, Inc., d/b/a Missouri Public Service on March 3, 1997 is dismissed.

- 2. That this order will be effective November 17, 1997.
- 3. That this case shall be closed on November 18, 1997.

BY THE COMMISSION

Cecil I. Wright Executive Secretary

Ceil July

(SEAL)

Lumpe, Ch., Crumpton, Murray, and Drainer, CC., Concur.

Roberts, Chief Regulatory Law Judge