

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the Matter of the Application of)	
Old National Bank for Authority to)	File No. WM-2012-0314
Seize the Assets of Tri-States Utility, Inc.)	

**JOINT REQUEST FOR ADDITIONAL EXTENSION
OF EFFECTIVE DATE OF ORDER DISMISSING APPLICATION
AND INITIATING INVESTIGATION**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), Old National Bank ("Old National"), and Tri-States Utility, Inc. ("Tri-States"), by and through counsel, and hereby submit to the Missouri Public Service Commission ("Commission") their *Joint Request for Additional Extension*, stating the following in support thereof:

1. On March 21, 2012, Old National filed with the Commission an *Application*, requesting authority to sell, transfer, and/or otherwise dispose of the property of Tri-States. On July 6, 2012, Tri-States filed its *Response in Opposition to Application*.

2. On September 7, 2012, Staff filed its *Recommendation*, and on September 25, 2012, Old National and Tri-States filed their replies to Staff's recommendations. In those pleadings, the concept of mediation to further discuss this matter was agreed upon.

3. On October 18, 2012, the Commission issued an *Order Dismissing Application and Initiating Investigation*, which dismissed Old National's *Application* and ordered Staff to investigate the matter and file a report setting forth Staff's recommended course of action by November 15, 2012, with the *Order* having an effective date of November 17, 2012.

4. In response to the *Joint Request For Extension of Effective Date of October 18th Order* filed by Staff, Old National and Tri-States (with no opposition by the Office of the Public Counsel) on October 26, 2012, the Commission issued its *Order Extending Effective Date* on October 31, 2012. Said Order extended the effective date of the *Order Dismissing Application and Initiating Investigation* to December 31, 2012, and further directed that the Commission's Staff shall file the report described therein no later than December 31, 2012.

5. Old National, Tri-States, Staff and the Office of the Public Counsel have continued to meet to discuss this matter (most recently on November 26 and December 12, 2012), and these meetings have been productive. Unfortunately, despite their diligence, Old National and Tri-States expect they will not be able to resolve this matter before the Commission's Order becomes effective December 31, 2012. For that reason, and because of the evident benefit of reaching an amicable and mutually satisfactory agreement between the parties, Old National, Tri-States, and Staff request that the Commission further extend the effective date of its *Order Dismissing Application and Initiating Investigation* to January 31, 2013.

6. Staff also requests that it be given until January 31, 2013, to file the above-referenced report. Tri-States and Old National do not object to Staff's request.

7. Counsel for the Office of the Public Counsel has indicated that it does not oppose this request.

WHEREFORE, in furtherance of an amicable and mutually satisfactory settlement of this matter, Staff, Old National, and Tri-States respectfully request that the effective date of the Commission's order of dismissal be further extended to January 31, 2013, and that Staff be given until January 31, 2013, to submit a report setting forth its recommended course of action in this matter.

Respectfully submitted,

/s/ Rachel M. Lewis

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or by electronic mail to all counsel of record on this 21st day of December, 2012.

/s/ Larry W. Dority