

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

In the Matter of the Application of White River)	
Valley Electric Cooperative, Inc.'s Approval of)	
a Change of Electric Supplier for its Certain)	Case No. EO-2022-0249
Member (Elevate Branson) in Taney County,)	
Missouri for Reasons in the Public Interest)	

JOINT NOTICE OF DISMISSAL

COME NOW The Empire District Electric Company d/b/a Liberty ("Liberty") and White River Valley Electric Cooperative, Inc. ("White River") (collectively, the "Signatories"), and pursuant to Missouri Public Service Commission ("Commission") Rule 20 CSR 4240-2.116, respectfully submit this Joint Notice of Dismissal.

1. Commission Rule 20 CSR 4240-2.116(1) allows an applicant to "voluntarily dismiss an application or complaint without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered by filing a notice of dismissal with the commission."

2. No prepared testimony has been filed herein, and no oral evidence has been offered.

3. White River, the applicant herein, and Liberty have reached an agreement to fully address and resolve the issues raised in White River's Application. In this regard, the Signatories agree to initiate a new case before the Commission for approval of an amendment to their Fourth Territorial Agreement.

4. For reference, the draft First Amendment to the Fourth Territorial Agreement of White River and Liberty is attached hereto as **Exhibit A**.

WHEREFORE, the Signatories respectfully submit this Joint Notice of Dismissal and request that White River's Application be dismissed without prejudice.

Respectfully submitted,

/s/ Diana C. Carter

Diana C. Carter MBE #50527
428 E. Capitol Ave., Suite 303
Jefferson City, Missouri 65101
Joplin Office Phone: (417) 626-5976
Cell Phone: (573) 289-1961
E-Mail: Diana.Carter@LibertyUtilities.com

**ATTORNEY FOR THE EMPIRE
DISTRICT ELECTRIC COMPANY
d/b/a LIBERTY**

/s/ Christiaan Horton

Christiaan D. Horton MBE #46003
Carnahan Evans PC
2805 S. Ingram Mill Road
Springfield, Missouri 65804
Phone: (417) 447-4400
Fax: (417) 447-4401
E-Mail: chorton@CarnahanEvans.com

**ATTORNEY FOR WHITE RIVER
VALLEY ELECTRIC COOPERATIVE,
INC.**

CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 22nd day of August, 2022, with notification of the same sent to all counsel of record. This Motion was also sent by electronic transmission to all counsel of record.

/s/ Christiaan D. Horton