

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

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

**JOINT REQUEST FOR EXTENSION
OF EFFECTIVE DATE OF OCTOBER 18TH ORDER**

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 submits to the Missouri Public Service Commission ("Commission") their *Joint Request for 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 (Order)*, 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. On October 25, 2012, Old National, Tri-States, and Staff met to discuss this matter as directed. These parties agree this meeting was productive, and Old National and Tri-States will be consulting with their clients about what was discussed. Unfortunately, because of busy schedules and the upcoming holidays, these parties expect they will not be able to resolve this matter before the Commission's Order becomes effective November 17, 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 extend the effective date of its *Order* to December 31, 2012.

5. Because the Commission's Order requested Staff to file a report before this case is to be closed, Staff also requests that it be given until December 31, 2012, to file such a report. Tri-States and Old National do not object to Staff's request.

6. 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 agreement between Staff, Old National, and Tri-States respectfully request that the Commission's order of dismissal not be effective until December 31, 2012, and that Staff be given until December 31, 2012, 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 26th day of October, 2012.

/s/ Rachel M. Lewis