

In the Matter of the Application of)
 Matt Mylott for a Change of Electric) File No. EO-2018-0118
 Supplier from The Empire District Electric)
 Company to White River Valley Electric)

COME NOW the parties hereto, Matt Mylott (“Mr. Mylott” or “Customer”), The Empire District Electric Company (“Empire”), White River Valley Electric Cooperative, Inc. (“White River”), and the Staff of the Commission (“Staff”) (collectively, the “Signatories”), and stipulate and agree as follows regarding the Application for Change of Electric Service Provider (“Application”) filed herein by Mr. Mylott.

2. On November 6, 2017, the Commission issued its *Order Directing Notice, Adding Parties, and Directing Responses to Application* making Empire and White River parties to the case and directing Staff to file a recommendation.

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4. White River filed a response to the Application, stating its desire and ability to be the exclusive electric service provider for the Property.

5. Empire filed a response to the Application, requesting that the Commission deny the Application. Empire stated that it has the right, pursuant to RSMo. §393.106, to continue as the electric service provider for the structure on the Property currently being served by Empire. Empire began providing permanent service to said structure in July of 2004. Empire further stated that it stands ready, willing, and able to provide three phase service to the Property.

6. Staff conducted an investigation and reviewed the information submitted in this case file. On January 19, 2018, Staff filed its Recommendation with Staff's Memorandum attached as Appendix A, recommending approval of the Application as being in the public interest for reasons other than a rate differential.

7. In exchange for Empire "releasing" this Customer and allowing the Customer to change electric suppliers from Empire to White River, White River will make a one-time payment to Empire in the amount of \$6,200. This amount represents four years' of "lost revenues" determined by estimating charges for electric service to the one building on the Property currently being served by Empire plus Empire's estimated cost of removing its facilities currently located on the Property.

8. Due to the payment to be made by White River to Empire, Empire's remaining retail customers will not be harmed by the Customer changing electric suppliers. As such, the Commission's approval of this Unanimous Stipulation and Agreement is in the public interest.

WHEREFORE, the Signatories enter into this Stipulation and Agreement and respectfully request the Commission's approval thereof.

Applicant:

/s/ Matt Mylott
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Counsel for Empire:

BRYDON, SWEARENGEN & ENGLAND, P.C.

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CARNAHAN, EVANS, CANTWELL & BROWN, P.C.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, or First Class United States Mail, postage prepaid, on this 23rd day of February, 2018, to all counsel of record.

CARNAHAN, EVANS, CANTWELL & BROWN, P.C.

By: /s/ Christiaan D. Horton
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