

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its office in Jefferson City on the 28<sup>th</sup> day of May, 2010.

Rebecca J. Schmidt, )  
 )  
 Complainant, )  
 )  
 v. )  
 )  
 Kansas City Power & Light )  
 Greater Missouri Operations, )  
 )  
 Respondent. )

**File No. EC-2010-0244**

**ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE**

Issue Date: May 28, 2010

Effective Date: June 7, 2010

The Missouri Public Service Commission is dismissing without prejudice the complaint of Rebecca J. Schmidt. Ms. Schmidt filed the complaint on February 26, 2010. On April 16, 2010, the Commission issued an order scheduling a pre-hearing conference.

On May 3, 2010, the Commission convened the pre-hearing conference at the time and place set forth in the Commission's order. Despite such notice, Ms. Schmidt made no appearance. The Commission's regulations provide:

Failure to appear at a prehearing conference without previously having secured a continuance shall constitute grounds for dismissal of the party or the party's complaint . . . unless good cause for the failure to appear is shown.<sup>1</sup>

On May 3, 2010, the Commission ordered Ms. Schmidt to show cause why the Commission should not dismiss the complaint, and made such response due on May 20, 2010. As of the date of this order, the Commission has received no response to that order.

The Commission's regulations also provide:

A party may be dismissed from a case for failure to comply with any order issued by the commission [<sup>2</sup>]

Therefore, the Commission will dismiss the complaint without prejudice.

**THE COMMISSION ORDERS THAT:**

1. The complaint is dismissed without prejudice.
2. This file may close on June 8, 2010.
3. This order shall become effective on June 7, 2010.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Clayton, Chm., Davis, Jarrett, Gunn,  
and Kenney, CC., concur.

Jordan, Regulatory Law Judge

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<sup>1</sup> 4 CSR 240-2.090(5).

<sup>2</sup> 4 CSR 240-2.116(3).