

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

In the Matter of the Application of Danny R. Byrne )  
for Change of Electric Supplier. )

**File No. EO-2010-0069**

## ORDER DIRECTING RESPONSE

Issue Date: November 20, 2009

Effective Date: November 20, 2009

On November 18, 2009, the City of Campbell, Missouri, filed a motion to stay proceedings in this case. In support of its motion, the City relates that its City Council has voted to approve a bid by Ozark Border Electric Cooperative to purchase the City's electrical service system. The City anticipates that it and Ozark Border will sign a contract for sale and purchase of distribution facilities by the end of November 2009, and that the City will conduct an election in February 2010 in which its residents will vote whether to approve that contract. If the contract is approved, the City will transfer its electrical system to Ozark Border in 2010 and the Applicant will become a customer of Ozark Border as he requests in his application.

The Commission will direct the Applicant to state whether he wishes to continue the prosecution of his case or whether he agrees to postponing the proceedings until after the February 2010 municipal election, when it will be known whether the sale of the City's facilities has been approved. If the sale is approved, Applicant will become a customer of Ozark Border without a need to pursue his application. If the sale is not approved, proceedings in this application would resume.

**THE COMMISSION ORDERS THAT:**

1. Danny R. Byrne shall notify the Commission in writing no later than December 7, 2009, whether he agrees to a stay of proceedings until after the municipal election noted above is held, or whether he wishes to continue prosecution of his case.
2. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 20th day of November, 2009.