

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service  
Commission held at its office in  
Jefferson City on the 9<sup>th</sup> day of  
February, 2022.

In the Matter of the Application of )  
GridLiance High Plains LLC for Authority )  
to Sell Certain Assets to the Missouri Joint ) **File No. EM-2022-0156**  
Municipal Electric Utility Commission and, )  
in Connection Therewith, Certain Other )  
Related Transactions )

**ORDER APPROVING APPLICATION TO TRANSFER ASSETS  
AND GRANTING WAIVER**

Issue Date: February 9, 2022

Effective Date: March 11, 2022

On December 10, 2021, GridLiance High Plains LLC (GridLiance) applied for authority to sell approximately ten miles of 69 kilovolt transmission lines and related facilities located in Christian and Greene Counties in Missouri to the Missouri Joint Municipal Electric Utility Commission (MJMEUC).

GridLiance is an “electrical corporation” and a “public utility,” as those terms are defined in Section 386.020 RSMo., and is subject to the jurisdiction and supervision of the Commission as provided by law. An electrical corporation, doing business in the State of Missouri is subject to Section 393.190.1, RSMo, which requires it to obtain an order from the Commission authorizing the sale, assignment, lease, transfer, mortgage, or other disposal of any part of its franchise, works, or system necessary or useful in the performance of its duties to the public.

MJMEUC is a joint action agency and a body corporate and politic of the State of Missouri and, as such, is not subject to the jurisdiction of the Commission. MJMEUC is authorized by legislation to construct, operate, and maintain jointly owned transmission

and generation facilities for the production and transmission of electric power for its members, to purchase and sell electric power and energy, and to enter into agreements with any person for the transmission of electric power.

GridLiance and MJMEUC have entered into an *Asset Purchase Agreement By and Between GridLiance High Plains LLC and Missouri Joint Municipal Electric Utility Commission*, dated October 12, 2021 (Agreement), which is attached to its application. The Assets subject to the transaction are the only assets GridLiance now holds in the State of Missouri. Therefore, upon the closing of the transaction called for in the Agreement, GridLiance will no longer be an electrical corporation in Missouri. Accordingly, it requests the Commission to issue an order authorizing GridLiance to terminate its responsibilities as an electrical corporation in Missouri and cancelling its certificates of convenience and necessity and its filed tariffs upon the closing of the transaction.

On December 13, 2021, the Commission sent notice of the application, set a date for filing requests to intervene, and directed the Staff of the Commission (Staff) to file a recommendation. MJMEUC filed its application to intervene on December 30, 2021, which was granted on January 10, 2022. Staff filed its recommendation on January 26, 2022, and MJMEUC filed its comments in support of Staff's recommendation on January 31, 2022.

In its recommendation, Staff stated that it reviewed the application for sale of assets and concluded that the transaction will not be detrimental to the public interest. The MJMEUC is an agency that was formed under the laws of the State of Missouri for the purpose of providing economical energy and power supply, management, and transmission services for the benefit of its member municipal utilities, and the proposed sale will not have an adverse effect on any wholesale rates for electric power. Staff also

recommended that the Commission order GridLiance and MJMEUC to provide a final bill of sale reflecting the net book value of the sale assets upon obtaining all necessary applicable regulatory approvals, and to order MJMEUC to provide official documents regarding contracts for on-going maintenance of the facilities with the City of Nixa upon completion.

The Commission has reviewed GridLiance's application and Staff's recommendation. The Commission finds that the transaction is not detrimental to the public interest, the application meets the requirements specified in 393.190.1 RSMo 2020, as well as those included in 20 CSR 4240-2.060 and 20 CSR 4240-10.105, and that the application should be approved with one clarification. Section 393.170, RSMo gives the Commission the authority to grant CCNs to an electrical corporation, but does not provide a mechanism for the Commission to revoke a CCN once it has been granted. The Commission recognizes that upon the approval and closing of the transaction called for in the Agreement, GridLiance will no longer be an electrical corporation in Missouri and will cancel its filed tariffs.

Along with its application, GridLiance also requested the Commission grant it a waiver of the 60-day notice requirement before filing a case. Commission Rule 20 CSR 4240-4.017(1)(D) allows the Commission to grant a waiver of the 60-day notice requirement for good cause. GridLiance provided a verified statement that it had no communications with the office of the Commission regarding any substantive issue likely to be in this case during the preceding 150 days. The Commission finds good cause and will grant a waiver from the 60-day notice requirement.

**THE COMMISSION ORDERS THAT:**

1. GridLiance's application for authority to sell and transfer to MJMEUC approximately ten miles of 69 kV electric transmission lines and related facilities located in Christian and Greene Counties in Missouri is approved.
2. Upon the closing of the transaction, GridLiance is authorized to terminate its responsibilities as an electrical corporation in Missouri.
3. Upon the closing of the transaction, GridLiance's filed tariffs shall be cancelled.
4. GridLiance and MJMEUC shall provide the Commission with a final bill of sale reflecting the net book value of the sale assets no less than 30 days after obtaining all regulatory approvals.
5. MJMEUC shall provide the Commission with official documents regarding contracts for on-going maintenance of the facilities with the City of Nixa no less than 30 days after completion.
6. GridLiance's request for waiver from the 60-day notice requirement of 20 CSR 4240-4.017(1)(D) is granted.
7. This order shall become effective on March 11, 2022.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Silvey, Chm., Rupp, Coleman, Holsman, and  
Kolkmeier CC., concur.

Keeling, Regulatory Law Judge


**STATE OF MISSOURI**

**OFFICE OF THE PUBLIC SERVICE COMMISSION**

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS** my hand and seal of the Public Service Commission,  
at Jefferson City, Missouri, this 9<sup>th</sup> day of February, 2022.



  
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**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**February 9, 2022**

**File/Case No. EM-2022-0156**

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**Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).**

**Sincerely,**



**Morris L. Woodruff  
Secretary**

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Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.