

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 1st day of
February, 2023.

In the Matter of the Application of Shannon)
Barth for Change of Electric Supplier from) **File No. EO-2023-0039**
City of Butler to Osage Valley Electric)
Cooperative)

In the Matter of the Application of Janet)
Castrogiovanni for Change of Electric) **File No. EO-2023-0040**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Kathy)
Castrogiovanni for Change of Electric) **File No. EO-2023-0041**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of David Crist)
for Change of Electric Supplier from City of) **File No. EO-2023-0042**
Butler to Osage Valley Electric Cooperative)

In the Matter of the Application of Roger)
Farrell for Change of Electric Supplier from) **File No. EO-2023-0043**
City of Butler to Osage Valley Electric)
Cooperative)

In the Matter of the Application of James and)
Cathy Loomis for Change of Electric Supplier) **File No. EO-2023-0044**
from City of Butler to Osage Valley Electric)
Cooperative)

In the Matter of the Application of Brent and)
Melody Mullins for Change of Electric) **File No. EO-2023-0045**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Brian and)
Anna Shrock for Change of Electric Supplier) **File No. EO-2023-0046**
from City of Butler to Osage Valley Electric)
Cooperative)

In the Matter of the Application of Michael)
and Elizabeth Taranto for Change of Electric) **File No. EO-2023-0047**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Todd and)
Antionette Allen for Change of Electric) **File No. EO-2023-0048**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Wayne and)
Jenny Vermillion for Change of Electric) **File No. EO-2023-0049**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Scott)
Nameth for Change of Electric Supplier from) **File No. EO-2023-0050**
City of Butler to Osage Valley Electric)
Cooperative)

In the Matter of the Application of Chance)
and Shanya Hedrick for Change of Electric) **File No. EO-2023-0051**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Shane and)
Nicole McCoun for Change of Electric) **File No. EO-2023-0063**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

In the Matter of the Application of Matt and)
Karen Cochran for Change of Electric) **File No. EO-2023-0064**
Supplier from City of Butler to Osage Valley)
Electric Cooperative)

ORDER DISMISSING APPLICATIONS

Issue Date: February 1, 2023

Effective Date: March 3, 2023

On August 8 through August 10, 2022, fifteen (15) individuals or couples (Applicants) filed a request for a change of electric supplier from the City of Butler, Missouri ("City of Butler") to the Osage Valley Electric Cooperative Association ("Osage Valley").

On October 5, City of Butler and Osage Valley filed their Joint Application for approval of a territorial agreement in File No. EO-2023-0126. That territorial agreement purports to assign the right to provide electric service to all of the Applicants herein mentioned to City of Butler and will eliminate the concerns about the legality of the service provided by the City of Butler that led the Applicants to request a change of supplier. The Commission issued an order in that case directing the Commission's Data Center to send a copy of the Joint Application in that matter to all applicants in these cases on October 7, 2022.

On December 20, 2022, the Commission issued an order directing the Applicants to file a response, no later than January 13, 2023, stating whether they wish to proceed with their application for change of electric supplier or dismiss their application in light of the pending territorial agreement submitted by City of Butler and Osage Valley in File No. EO-2023-0126. The Commission received no responses to that order.

The Commission may dismiss a case for good cause found by the Commission after a minimum of ten days notice to all parties involved pursuant to 20 CSR 4240-2.116(4).

The Commission will approve the submitted territorial agreement in a separate order. The approved agreement appears to address the concerns expressed by the Applicants and none of the Applicants have indicated a desire to further pursue their applications. The Commission will dismiss File Numbers EO-2023-0039, EO-2023-0040, EO-2023-0041, EO-2023-0042, EO-2023-0043, EO-2023-0044, EO-2023-0045, EO-2023-0046, EO-2023-0047, EO-2023-0048, EO-2023-0049, EO-2023-0050,

EO-2023-0051, EO-2023-0063, and EO-2023-0064, for good cause, pursuant to 20 CSR 4240-2.116(4).

THE COMMISSION ORDERS THAT:

1. File No's. EO-2023-0039, EO-2023-0040, EO-2023-0041, EO-2023-0042, EO-2023-0043, EO-2023-0044, EO-2023-0045, EO-2023-0046, EO-2023-0047, EO-2023-0048, EO-2023-0049, EO-2023-0050, EO-2023-0051, EO-2023-0063, and EO-2023-0064, are dismissed.

2. This order shall be effective on March 3, 2023.



BY THE COMMISSION

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive, flowing style.

Morris L. Woodruff
Secretary

Rupp, Chm., 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 1st day of February, 2023.





Morris L. Woodruff
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

February 01, 2023

File/Case No. EO-2023-0039, EO-2023-0040, EO-2023-0041, EO-2023-0042, EO-2023-0043, EO-2023-0044, EO-2023-0045, EO-2023-0046, EO-2023-0047, EO-2023-0048, EO-2023-0049, EO-2023-0051 and EO-2023-0064

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

Sincerely,

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style with a large, prominent "M" and "W".

**Morris L. Woodruff
Secretary**

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