

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

In the Matter of the Application of Matthew Delia            )  
For Change of Electric Supplier from Southwest            )  
Electric Cooperative to Empire District Company            )  
d/b/a Liberty    )  
**File No. EO-2023-0108**

**STAFF’S STATUS REPORT  
AND RECOMMENDATION DEADLINE SUGGESTION**

**COMES NOW** the Staff of the Missouri Public Service Commission (“Staff”), by and through counsel, makes the following status report, and suggests that the Commission order Staff to file either its recommendation on the application or a status report no later than January 18, 2023.

On September 19, 2022,<sup>1</sup> Matthew Delia (Mr. Delia) filed an Application for Change of Electric Service Provider (application) asking to change suppliers from Southwest Electric Cooperative (SWEC) to The Empire District Electric Company d/b/a Liberty (Liberty). On November 2, the Commission ordered Liberty and SWEC to file a response to the application no later than December 2 and Staff to file a recommendation or to suggest a recommendation deadline, no later than December 19. SWEC and Liberty responded to the application on November 29 and December 2 respectively.

Mr. Delia’s requests the change of supplier because he wishes to change from a smart meter to an analog meter for health reasons. He alleges that when he asked for the meter change, SWEC informed him that it no longer supports analog meters. He alleges that Liberty services the surrounding neighborhoods and told him it could install and support an analog meter.

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<sup>1</sup> All date references will be to 2022 unless otherwise stated.

In their respective Responses to the Application, both SWEC and Liberty acknowledge that neither supports an analog meter. However, Liberty states that its customers may “opt out” of the smart meter program, choosing to have a non-transmitting meter for an additional fee..

Staff reports that it has propounded data requests, two of which have been answered and one of which has not. The answer deadline for the latter is January 5. Staff reports, further, that it has been unable to reach Mr. Delia to discuss the case with him, and, specifically, the possible misunderstandings about the availability of the relief he seeks and the costs he will incur for a non-transmitting meter. Accordingly, Staff suggests that the Commission order Staff to file either its recommendation on the application or a status report no later than January 18, 2023.

**WHEREFORE**, taking into consideration the factors set out in the foregoing report, Staff requests that the Commission order Staff to file either its recommendation on the application or a status report no later than January 18, 2023.

Respectfully Submitted,

**/s/ Paul T. Graham #30416**

Senior Staff Counsel

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**CERTIFICATE OF SERVICE**

The undersigned by his signature below certifies that the foregoing pleading was served upon all persons who have entered an appearance of record in this matter on this December 19, 2022, by electronic filing in EFIS.

**/s/ Paul T. Graham**