

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

In the Matter of the Application of The Empire)
District Electric Company and White River Electric)
Cooperative for Approval of a Written Territorial)
Agreement Designating the Boundaries of)
Exclusive Service Areas within Taney County)

Case No. EO-2009-0284

ORDER AND NOTICE

Issue Date: February 4, 2009

Effective Date: February 4, 2009

On February 3, 2009, The Empire District Electric Company and White River Valley Electric Cooperative filed, with the Missouri Public Service Commission, a joint application seeking approval of a territorial agreement. Unless otherwise ordered for good cause shown, the Commission must rule on the application by June 3, 2009.¹

The Commission will herein issue notice of the proposed territorial agreement and allow the opportunity for intervention. The Commission's Data Center shall send notice to the County Commission of Taney County, Missouri. Additionally, the Commission's Public Information Office shall send notice of this order to the publisher of each newspaper located in Taney County, Missouri, as listed in the newspaper directory of the current *Office Manual of the State of Missouri*, and to the General Assembly representing Taney County, Missouri.

Requests to intervene shall be filed with the Secretary of the Missouri Public Service Commission. Copies of the application to intervene must also be sent to the parties listed below.

¹ Section 394.312 RSMo (Cum Supp 2008).

THE COMMISSION ORDERS THAT:

1. The Data Center shall send a copy of this order to the County Commissioners of Taney County, Missouri.

2. The Commission's Public Information Office shall send notice to the members of the General Assembly representing Taney County, Missouri and to the newspapers and other media serving Taney County, Missouri.

3. Applications to intervene shall be filed no later than March 6, 2009,
with: Colleen M. Dale, Secretary
Missouri Public Service Commission
Post Office Box 360
Jefferson City, Missouri 65102

and a copy served on:

Dean L. Cooper
Brian T. McCartney
Brydon, Swearengen & England P.C.
312 East Capitol Avenue
Post Office Box 456
Jefferson City, Missouri 65101
Attorneys for the Empire District Electric Company,

Christiaan D. Horton
Neale & Newman, LLP
1949 E. Sunshine, Suite 1-130
Springfield, Missouri 65808-0327
Attorney for White River Valley Electric Cooperative,

and

Office of the Public Counsel
Governor Office Building
200 Madison Street
Post Office Box 2230
Jefferson City, Missouri 65102

4. This order shall become effective upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 4th day of February, 2009.