

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

In the Matter of the)
Application of Gary Roof for)
Change of Electric Supplier)

File No. EO-2010-0166

ORDER ACKNOWLEDGING VOLUNTARY DISMISSAL AND CLOSING FILE

Issue Date: April 5, 2010

Effective Date: April 5, 2010

The Missouri Public Service Commission is acknowledging the voluntary dismissal of this action. On April 5, 2010, Gary Roof filed a letter stating his desire to “withdraw from” this action. That document constitutes a notice of voluntary dismissal (“notice”), which dismisses an action as follows:

An applicant . . . may voluntarily dismiss an application . . . without an order of the commission at any time before prepared testimony has been filed or oral evidence has been offered, by filing a notice of dismissal with the commission and serving a copy on all parties.¹

Because no party has filed prepared testimony or offered oral evidence, filing the notice dismisses the case, as a matter of right, upon service. The notice includes no certificate of service but the Commission's electronic filing and information service has sent notice of the filing to all parties. Therefore, the Commission will acknowledge the dismissal and close this file.

THE COMMISSION ORDERS THAT:

1. This action is dismissed as of April 5, 2010.
2. This order is effective immediately on issuance.

¹ 4 CSR 240-2.116(1).

3. This file may close on April 6, 2010.

BY THE COMMISSION

(S E A L)

A handwritten signature in black ink, appearing to read 'S. Reed', written over a horizontal line.

Steven C. Reed
Secretary

Jordan, Regulatory Law Judge,
by delegation of authority pursuant
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 5th day of April, 2010.