

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

In the Matter of the Joint Application of The)
Empire District Electric Company and White River)
Valley Electric Cooperative for Approval of a)
Change in Electric Supplier for a Certain Customer)
for Reasons in the Public Interest.)

File No. EO-2012-0063

STAFF'S STATUS UPDATE

COMES NOW the Staff of the Missouri Public Service Commission and reports to the Commission as follows:

1. On December 5, 2011, the Commission issued an order directing its Staff to file a status update by December 16, 2011.
2. Counsel for The Empire District Electric Company has informed the undersigned Staff counsel that The Empire District Electric Company and White River Valley Electric Cooperative are in the process of finalizing a new territorial agreement between them that would include resolving the issue of electric service to the new structure that is the subject of this case.
3. Staff understands Empire and White River plan to file an application with the Commission seeking approval of that territorial agreement within the next few weeks, perhaps as early as next week.
4. Staff anticipates that when Empire and White River file their application seeking approval of that territorial agreement, they will either request this proceeding be stayed, or dismiss it altogether.
5. In these circumstances, unless the Commission directs otherwise, Staff plans not to file a recommendation in this case in anticipation the issue of who provides electric service to the

sewer site will be resolved by the as yet unfiled and unapproved territorial agreement. Should that anticipation change, Staff will file a recommendation on the application in this case.

6. Section 394.315, RSMo. 2000, does not establish a time by which the Commission is to make its findings and decision on an application to change suppliers.

WHEREFORE, Staff provides its update of the status of this case.

Respectfully submitted,

/s/ Nathan Williams

Nathan Williams

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or emailed to all counsel of record this 16th day of December 2011.

/s/ Nathan Williams