

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

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

## ORDER DIRECTING NOTICE, ADDING PARTIES, AND DIRECTING RESPONSES TO APPLICATION

Issue Date: August 9, 2022

Effective Date: August 9, 2022

On August 8, 2022, Michael and Elizabeth Taranto filed an application with the Missouri Public Service Commission requesting a change of electric supplier from the City of Butler, Missouri (City of Butler) to the Osage Valley Electric Cooperative Association (Osage Valley).

The Commission will direct its Data Center to send notice of the application to the City of Butler and Osage Valley. Because they are necessary parties, the City of Butler and Osage Valley will be joined as parties to this proceeding and will be directed to file responses to the application. The Commission will also direct the Staff of the Commission (Staff) to file a recommendation.

### **THE COMMISSION ORDERS THAT:**

1. The Commission’s Data Center shall send a copy of this order, with a copy of the application, to the City of Butler and Osage Valley.
2. The City of Butler and Osage Valley are made parties to this proceeding and shall each file a response to the application no later than October 8, 2022.
3. Staff shall file its recommendation regarding the application no later than October 24, 2022.

4. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

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

Dated at Jefferson City, Missouri,  
on this 9<sup>th</sup> day of August, 2022.

**FILED**

AUG 8 2022

Missouri Public Service Commission

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

In the matter of the application of ) Evergreen Estates & surrounding property owners  
Case No. \_\_\_\_\_ (Name  
of Applicant) Elizabeth & Michael Taranto  
for change of electric supplier. )

**APPLICATION FOR CHANGE OF ELECTRIC SERVICE PROVIDER 1.**

Applicant's address is: 1399 NE Kelly Dr, Butler, MO 64730

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\_\_\_\_\_

2. The name of Applicant's current electric service provider is: City of Butler

\_\_\_\_\_

3. Applicant requests the Missouri Public Service Commission to order a change of electric supplier to the address indicated above.

4. Applicant requested the Commission to order a change of electric supplier

from City of Butler

\_\_\_\_\_

(Current)

to Osage Valley Electric Cooperative

\_\_\_\_\_

(Requested)

5. Applicant requests the Missouri Public Service Commission to order a change of electric provider for the following reasons.\* We are outside the city limits but are provided power by the City of Butler. Currently, established ordinances directly impede expansion of electrical services to multiple private properties in our housing area

preventing advancement of home constructions and devaluation of property in Evergreen Estates. It is our understanding that some of the currently provided power services to our properties are not provided legally. These properties were constructed after 1991. It is our understanding it is Osage Valley's territory and therefore right to provide power to our geographical area. It is our understanding there is no current agreement. It is our understanding the city has not found ownership paperwork for the electric lines in our community.

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6. Applicant has taken the following steps in an attempt to work out electric service problems with the electric service provider: The service issue was discovered approximately 6-7 months ago when property owners were refused new electrical services to newly purchased property. Property owners attempted to remedy the situation once the issue was discovered. This issue has been presented during several City Council open & closed sessions but minimal information has been provide to property owners upon inquiry to the City of Butler. Conflicting reports have been made regarding progress towards a territorial agreement. This is directly delaying building structures requiring electricity on these properties.

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WHEREFORE, Applicant requests the Missouri Public Service Commission to issue an Order which changes the current electric service provider.

Elizabeth Taranto 6/9/22 (Date)  
(Signature of Applicant)

600-424-0592  
(Phone Number)

\*If reason for change is poor service, outages, low voltage, etc., applicant should submit a record of service problems covering at least 90 days, including dates and times of problems to the extent possible. Applicant should also attempt to determine reasons for any service problems. For instance, if electric service was out or you are experiencing blinking lights, you should contact the supplier of electric service to determine the problem, and include this information with the application. (If the reasons from the supplier was a storm, car hitting pole, trees in line, conductor fell down, or whatever the supplier states for the problem, this should be noted.)

STATE OF MISSOURI )

COUNTY OF Bates ) ss.

**VERIFICATION**

Elizabeth + Michael Taranto, on oath, states that he/she has read the

foregoing application and is familiar with its contents and the matters set forth therein are

true to the best of his/her knowledge, information and belief.

*[Handwritten Signature]*

(Signature of Applicant)

SWORN TO BEFORE ME, the undersigned Notary Public on this the

9<sup>th</sup> day of June 2022

JESSICA J TAYLOR  
Notary Public, Notary Seal  
State of Missouri  
Bates County  
Commission #19789766  
My Commission Expires 07/23/2023

*[Handwritten Signature]*

Notary Public

My Commission Expires: 07/23/2023

**INFORMATION ON PUBLIC SERVICE COMMISSION PROCEDURE  
FOR PRO SE CHANGE OF SUPPLIER APPLICANTS**

*Pro se* applicants are applicants who choose to represent themselves before the Public Service Commission rather than being represented by an attorney. This attachment is intended to give *pro se* applicants information on Commission procedures for applicants for a change of electric supplier. However, it is still the responsibility of *pro se* applicants to educate themselves about Commission procedures. "Parties who represent themselves must satisfy all relevant rules of procedure; they are entitled to no indulgence they would not have received if represented by counsel." *Sutton v. Kestler*, 930 S.W.2d 516, 517 (Mo. App. 1996). Enclosed please find a copy of the Commission's rules on Practice and Procedures. You will be expected to follow these rules.

Generally, there will be five parties in a change of supplier case: (1) the applicant; (2) the applicant's current electric supplier; (3) the electric supplier to whom the applicant


**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 9<sup>th</sup> day of August, 2022.**



  
\_\_\_\_\_  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**August 9, 2022**

**File/Case No. EO-2023-0047**

**Missouri Public Service  
Commission**  
Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel**  
Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opc@opc.mo.gov

**City of Butler, Missouri**  
Legal Department  
101 N. Lyons  
PO Box 420  
Butler, MO 64730

**Michael and Elizabeth Taranto**  
Elizabeth Taranto  
1399 NE Kelly Drive  
Butler, MO 64730

**Michael and Elizabeth Taranto**  
Michael Taranto  
1399 NE Kelly Drive  
Butler, MO 64730

**Osage Valley Electric  
Cooperative**  
Legal Department  
1321 North Orange  
P.O. Box 151  
Butler, MO 64730-0151

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

**Sincerely,**



**Morris L. Woodruff  
Secretary**

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