BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the application of)	File No. EO-2012-0343
Nickie Hertzog for a Change of Electric)	
Supplier)	

ORDER REGARDING JOINT STATUS REPORT

Issue Date: October 3, 2012 Effective Date: October 3, 2012

On April 13, 2012¹, Nickie Hertzog filed an application with the Missouri Public Service Commission requesting that her electric supplier be changed from Osage Valley Electric Cooperative ("Osage Valley") to Kansas City Power & Light ("KCP&L").² The Commission made Osage Valley a party. Both Osage Valley and the Staff of the Commission oppose her request.

The Commission set a prehearing conference for September 11, and required the parties to file a proposed procedural schedule no later than September 18. Instead of the schedule, on September 18, all of the parties except Ms. Hertzog filed a Joint Status Report. Because of that report, the Commission extended the parties' deadline to October 2 to file a procedural schedule.

On October 2, those parties again reported that settlement talks had broken down, that they have been unable to contact Ms. Hertzog, and that they would like until October 9 to file another report or schedule. The Commission will grant the reporting parties' request.

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¹ Dates are in 2012.

² Ms. Hertzog appears to be referring to KCP&L Greater Missouri Operations Company ("GMO"), and not Kansas City Power & Light Company.

The Commission further notes that Commission Rule 4 CSR 240-2.116(3) allows the Commission to dismiss a case for a party's failure to comply with a Commission order. The Commission notes that according to the reporting parties, Ms. Hertzog has failed to answer e-mails or return phone calls from reporting parties. The Commission will thus explicitly order Ms. Hertzog to join in or object to the October 9 pleading, or risk dismissal of her application.

THE COMMISSION ORDERS THAT:

- 1. The parties, including Nickie Hertzog, shall file a proposed procedural schedule or another status update no later than October 9, 2012.
- 2. Nickie Hertzog shall either join in the pleading ordered in paragraph 1, or file a separate pleading, no later than October 9, 2012.
 - 3. This order shall become effective upon issuance.

BY THE COMMISSION

Steven C. Reed

Secretary

(SEAL)

Ronald D. Pridgin, Senior Regulatory Law Judge, by delegation of authority pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 3rd day of October, 2012.