

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Joint Application by the City of )  
Poplar Bluff, Missouri and Ozark Border Electric ) **File No. EO-2022-0264**  
Cooperative for Approval of Minor Modifications )  
and Extension of a Territorial Agreement )  
Involving Three Areas in Butler County, Missouri )

## NOTICE OF DEFICIENCY

Issue Date: March 31, 2022

On March 30, 2022, the City of Poplar Bluff, Missouri (Poplar Bluff) and Ozark Border Electric Cooperative (Ozark Border) filed their Joint Application for approval of minor modifications, and an extension of their territorial agreement. Commission Rule 20 CSR 4240-4.017(1) requires that an applicant file a notice at least 60 days before filing their application. The applicants did not file the required notice.

An applicant may request a waiver of the notice requirement, and that requirement can be waived by the Commission for good cause. Commission Rule 20 CSR 4240-4.017(1)(D) provides that good cause for a waiver of the 60-day notice requirement may include “a verified declaration from the filing party that is has had no communication with the office of the commission within the prior one hundred fifty (150) days regarding any substantive issue likely to be in the case or that circumstances prevented filing the required notice and delaying the filing for sixty (60) days would cause harm.

Additionally, the Joint Application is a post-annexation assignment of exclusive service territory, subject to 20 CSR 4240-3.135(5), which requires the application to be accompanied by an initial filing fee in the amount of five hundred dollars (\$500). The applicants did not file the required filing fee.

The Commission will not take action on Poplar Bluff's and Ozark Border's joint application until these deficiencies are corrected.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff". The signature is written in a cursive style.

Morris L. Woodruff  
Secretary

Ross Keeling, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 31<sup>st</sup> day of March, 2022.


**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 31<sup>st</sup> day of March, 2022.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**March 31, 2022**

**File/Case No. EO-2022-0264**

**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  
opcservice@opc.mo.gov

**City of Poplar Bluff, Missouri**  
Mark Richardson  
PO Box 310  
Poplar Bluff, MO 63902  
mark@markrichardsonlaw.com

**Ozark Border Electric  
Cooperative**  
Scott A Robbins  
1165 Cherry Street  
P.O. Box 696  
Poplar Bluff, MO 63901  
scott@kkrylawfirm.com

**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.