

**STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION**

At a session of the Public Service Commission held at its Office in Jefferson City, Missouri on the 27<sup>th</sup> day of October, 2021.

In the Matter of the Application of Larry W. )  
Duggar for Change of Electric Supplier from )  
Empire District Electric Company d/b/a Liberty ) **File No. EO-2021-0389**  
to New-Mac Electric Cooperative, Inc. )

**ORDER DISMISSING APPLICATION FOR CHANGE OF  
ELECTRIC SUPPLIER**

Issue Date: October 27, 2021

Effective Date: November 26, 2021

On May 6, 2021, Larry Duggar filed an application with the Missouri Public Service Commission requesting a change of electric supplier from The Empire District Electric Company d/b/a Liberty to New-Mac Electric Cooperative, Inc. On August 11, 2021, the Staff of the Commission filed a proposed procedural schedule on behalf of the parties. The Commission adopted that schedule, which required Mr. Duggar to file direct testimony by September 16, 2021. Mr. Duggar did not file any direct testimony nor request an extension of time to file testimony.

On September 28, 2021, the Commission issued an *Order to File Direct Testimony or Show Cause Why Case Should Not Be Dismissed*. That order gave Mr. Duggar until October 12, 2021, to file direct testimony or show good cause why his application for a change of electric supplier should not be dismissed for failure to comply with a Commission's order establishing a procedural schedule. To date, no response to that order has been received.

Commission rule 20 CSR 4240-2.116(3) provides in part: “[a] party may be dismissed from a case for failure to comply with any order issued by the commission...” Mr. Duggar failed to file direct testimony or show cause why his case should not be dismissed. It is reasonable for the Commission to conclude that Mr. Duggar is no longer pursuing his application for a change of electric supplier. Therefore, Mr. Duggar’s case will be dismissed.

**THE COMMISSION ORDERS THAT:**

1. For all the reasons stated above, Mr. Duggar’s case is dismissed
2. This order shall become effective on November 26, 2021.



**BY THE COMMISSION**

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

Morris L. Woodruff  
Secretary

Silvey, Chm., Rupp, Coleman, Holsman, and  
Kolkmeier CC., concur.

Clark, Senior Regulatory Law Judge


**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 27<sup>th</sup> day of October, 2021.



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

**MISSOURI PUBLIC SERVICE COMMISSION**

**October 27, 2021**

**File/Case No. EO-2021-0389**

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**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.