

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

In the Matter of the Application of Harold and     )  
Debbie Meyer for Change of Electric Supplier.     ) **File No. EO-2010-0051**

## **NOTICE OF EX PARTE CONTACT AND ORDER DIRECTING FILING**

Issue Date: February 22, 2010

Effective Date: February 22, 2010

The Commission held a prehearing conference in this matter on January 12, 2010. Neither Harold nor Debbie Meyer appeared at the conference. At the request of the Staff of the Missouri Public Service Commission, the Commission suspended the procedural schedule in order to determine if the applicants wished to continue processing their application for a change of electric supplier. The applicants were directed to notify the Commission in writing no later than February 11, 2010, if they wished to continue. No such filing was received.

On February 15, 2010, Debbie Meyer left a voice mail message for Staff Counsel Jennifer Hernandez in which Ms. Meyer stated that she wanted to continue with the request to change electric suppliers. Ms. Hernandez forwarded the voicemail to Deputy Chief Regulatory Law Judge Nancy Dippell who received it on February 17, 2010.

The Commission may only order a change of electric suppliers under Missouri law<sup>1</sup> if the applicants prove that the request is for a reason other than a rate differential. The process of proving a case to the Commission is through a formal hearing, unless the parties reach an agreement otherwise. The Commission also offers mediation, an informal

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<sup>1</sup> Section 393.106.2, Revised Statutes of Missouri 2000.

process, for the parties to attempt to reach a solution without Commission intervention. For the applicants' reference, the Commission has enclosed a copy of the Commission's procedural rules, as well as information explaining the mediation process. For further information about the Commission's procedures, the parties are encouraged to contact Staff Counsel.

The Commission will direct the parties to file a proposed procedural schedule or other procedural motion to move this case forward. Furthermore, if the applicants wish to prosecute this case, they must appear at scheduled proceedings in-person or by telephone. Failure to appear may result in the dismissal of the application or a default in favor of the City of Marceline.<sup>2</sup>

**THE COMMISSION ORDERS THAT:**

1. The parties shall file a proposed procedural schedule or other pleading as described above no later than March 15, 2010.
2. This order shall become effective upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Nancy Dippell, Deputy Chief Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 22nd day of February, 2010.

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<sup>2</sup> 4 CSR 240-2.116(3).