

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of The Empire)
District Electric Company and Ozark Electric)
Cooperative for Approval of a Written Territorial) **Case No. EO-2007-0029**
Agreement Designating the Boundaries of Exclusive)
Service Areas for Each within Two Tracts of Land in)
Greene County and Christian County, Missouri.)

In the Matter of the Application of The Empire)
District Electric Company for a Waiver of the)
Provisions of its Tariff and 4 CSR 240-14.020 with) **Case No. EE-2007-0030**
Regard to The Lakes at Shuyler Ridge Subdivision)
in Conjunction with a Proposed First Territorial)
Agreement with Ozark Electric Cooperative.)

ORDER ADOPTING PROCEDURAL SCHEDULE

Issue Date: October 24, 2006

Effective Date: October 24, 2006

On July 18, 2006, The Empire District Electric Company and Ozark Electric Cooperative filed a joint application for approval of a territorial agreement. Concurrently, Empire filed a request for variance.

On October 18, 2006, the Staff of the Missouri Public Service Commission, The Empire District Electric Company, Ozark Electric Cooperative, and the Office of the Public Counsel filed a proposed procedural schedule. The Commission has determined good cause has been shown for purposes of Section 394.312.3, RSMo 2000, for the Commission to take more than 120 days from the filing of the Application for the Commission to approve or disapprove the territorial agreement.

The Commission has reviewed the joint procedural schedule filed by the parties, finds the dates appropriate for this case. The following conditions shall apply to the procedural schedule:

- (A) All data requests and responses thereto shall be submitted through the Commission's Electronic Filing and Information System (EFIS).
- (B) Objections to data requests shall be made within five calendar days.
- (C) Responses to objections shall be made within ten calendar days of the objection.
- (D) Oral arguments shall be held at the close of hearing with briefing waived, except to the extent briefing is requested by the Commission or the presiding officer on a specific legal issue in dispute.

IT IS ORDERED THAT:

1. The following procedural schedule is adopted for this case:

Stipulation of Facts	November 13, 2006 4:00 p.m.
Prefiled testimony – all parties (combining direct and rebuttal)	November 20, 2006 4:00 p.m.
Hearing	December 7, 2006 Room 305, 9:00 a.m.

2. The evidentiary hearing shall be held in the Commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, a building that meets the accessibility requirements of the Americans with Disabilities Act. Any person who needs additional accommodation to participate in the hearing should call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

3. This order shall become effective on October 24, 2006.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Colleen M. Dale, Chief Regulatory Law Judge, by
delegation of authority pursuant to
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 24th day of October, 2006.