

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)	
Agreement Designating the Boundaries of)	<u>Case No. EO-2007-0029</u>
Exclusive Service Areas for Each within Two)	
Tracts of Land in Greene County and Christian)	
County, Missouri)	

ORDER DIRECTING FILING

Issue Date: October 4, 2006

Effective Date: October 4, 2006

On July 18, 2006, The Empire District Electric Company and Ozark Electric Cooperative filed a Joint Application. The parties ask that the Commission find that the proposed territorial agreement is not detrimental to the public interest and to approve the agreement.

The Commission issued an Order and Notice which gave interested parties until August 8 to request intervention. No parties applied for intervention.

Currently, a Staff Recommendation is due October 30. Staff recently filed a motion to consolidate this case and Case No. EE-2007-0030. The Commission will order the applicants to respond to that motion.

Furthermore, the Commission notes that Section 394.312.3 RSMo 2000 requires the Commission to rule on the application no later than one hundred twenty days after the application is filed, unless otherwise ordered by the Commission for good cause shown. The Commission will order the parties to suggest October hearing dates for this case, as well as plead what good cause, if any, they may have to extent the statutory 120-day

deadline. Because of this looming deadline, the Commission will shorten Staff's time to file a Recommendation as well.

IT IS ORDERED THAT:

1. The Empire District Electric Company and Ozark Electric Cooperative shall respond to Staff's Motion to Consolidate no later than October 10, 2006.
2. The Staff of the Commission shall file its Recommendation no later than October 10, 2006.
3. The Empire District Electric Company, Ozark Electric Cooperative and the Staff of the Commission shall file a proposed procedural schedule that allows the Commission to issue a Report and Order no later than November 15, 2006 and, in the alternative, shall plead what good cause, if any, they have to extend the 120-day deadline mandated by Section 394.312.3 RSMo 2000, no later than October 12, 2006.
4. The Office of the Public Counsel may file any pleadings it wishes to file no later than October 12, 2006.
5. That this order shall become effective on October 4, 2006.

BY THE COMMISSION



Colleen M. Dale
Secretary

(S E A L)

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 4th day of October, 2006.