

In the Matter of the Application of John J. Lindsay for Change of Electric Supplier)
) File No. EO-2023-0266

RESPONSE TO COMMISSION ORDER

COMES NOW The Empire District Electric Company d/b/a Liberty and for its Response to Commission Order, respectfully states as follows:

1. On February 16, 2023, John Lindsay filed an application requesting a change of electric supplier from Liberty to New-Mac Electric Cooperative. Both Liberty and New-Mac currently provide electric service to properties owned by Mr. Lindsay.
2. On July 13, 2023, the Commission issued an *Order Setting Procedural Schedule* herein, but the case was subsequently stayed. The parties attended a settlement conference on August 8, 2023, and Liberty and Mr. Lindsay continued to discuss his electric service following the settlement conference.
3. To assess Mr. Lindsay's concerns, which were brought to Liberty's attention through this proceeding, Liberty installed two recording voltmeters and downloaded data every nine days. From that data, Liberty observed some variations in service for Mr. Lindsay's campground. As a remediation approach to improve service, Liberty installed two new lightning arrestors, replaced one existing lightning arrestor, removed two older transformers, and replaced a connector that showed signs of heating and degradation.
4. On October 3, 2023, the Commission issued its *Order Directing Status Update*, directing Liberty, New-Mac, and Mr. Lindsay to file a status report or other appropriate pleading. This Response to Commission Order was prepared by Liberty but was shared with Mr. Lindsay and New-Mac prior to filing.

5. Based on the data downloaded following Liberty's remediation efforts, it appears all service concerns raised by Mr. Lindsay have been addressed.

WHEREFORE, Liberty respectfully submits this Response to Commission Order and requests dismissal of Mr. Lindsay's application, without prejudice.

Respectfully submitted,

/s/ Diana C. Carter

Diana C. Carter MBE #50527

The Empire District Electric Company d/b/a Liberty

428 E. Capitol Ave., Suite 303

Jefferson City, Missouri 65101

Joplin Office Phone: (417) 626-5976

Cell Phone: (573) 289-1961

E-Mail: Diana.Carter@LibertyUtilities.com

CERTIFICATE OF SERVICE

I hereby certify that the above document was filed in EFIS on this 3rd day of November, 2023, with notification of the same being sent to all counsel of record. This pleading was also sent by electronic mail or U.S. Mail to all parties/counsel of record.

/s/ Diana C. Carter