

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 13th day of
March, 2024.

In the Matter of the Application of Trevor)
Frerer for Change of Electric Supplier) **File No. EO-2024-0165**

ORDER DISMISSING APPLICATION

Issue Date: March 13, 2024

Effective Date: April 12, 2024

On November 9, 2023, Trevor Frerer filed an application with the Commission requesting a change of electric supplier from The Empire Electric Company d/b/a Liberty to New-Mac Electric Cooperative, Inc. (New-Mac).

On February 1, 2024, the Commission issued an order setting a prehearing conference for February 15, 2024, beginning at 11:30 a.m., via WebEx video and teleconference.

The prehearing conference was conducted as ordered on February 15, 2024. Counsel for Liberty, New-Mac, the Office of the Public Counsel, and the Staff of the Commission appeared for the conference. Mr. Frerer did not appear via WebEx video or telephone and did not contact the Commission to request a continuance of the hearing.

On February 15, 2024, the Commission ordered Mr. Frerer to file a pleading showing cause as to why his change of electric supplier application should not be dismissed for his failure to appear for the prehearing conference. Mr. Frerer was ordered to respond by March 7, 2024. No response has been filed.

Two Commission rules address the failure of a party to appear for a prehearing conference. First, Commission Rule 20 CSR 4240-2.116(3) states:

A party may be dismissed from a case for failure to comply with any order issued by the commission, including failure to appear at any scheduled proceeding such as a public hearing, prehearing conference, hearing, or mediation session.

Second, Commission Rule 20 CSR 4240-2.090(5) states:

Failure to appear at a prehearing conference without previously having secured a continuance shall constitute grounds for dismissal of the party or the party's complaint, application or other action unless good cause for the failure to appear is shown.

Mr. Frerer failed to appear for the February 15th scheduled prehearing conference and failed to comply with a Commission order to show good cause for his failure to appear. Therefore, as provided by the Commission's rules, his application will be dismissed.

THE COMMISSION ORDERS THAT:

1. For all the reasons stated above, the change of electric supplier application of Trevor Frerer is dismissed without prejudice.
2. This order shall become effective on April 12, 2024.
3. This file shall close on April 13, 2024.



BY THE COMMISSION

A handwritten signature in black ink that reads "Nancy Dippell".

Nancy Dippell
Secretary

Hahn, Ch., Rupp, Coleman, Holsman
and Kolkmeier CC., concur.

Seyer, 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 13th day of March 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

March 13, 2024

File/Case No. EO-2024-0165

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Trevor Frerer

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Enclosed find a certified copy of an Order or Notice issued in the above-referenced matter(s).

Sincerely,



**Nancy Dippell
Secretary**

Recipients listed above with a valid e-mail address will receive electronic service. Recipients without a valid e-mail address will receive paper service.