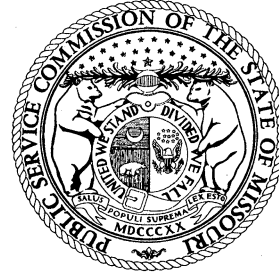


Notice of *Ex Parte* Contact

TO: Data Center
All Parties in Case No. **EO-2008-0043**

FROM: Chairman Jeff Davis

DATE: January 22, 2008



On January 22, 2008, I received the attached correspondence from Christopher Coulter, Assistant City Administrator of Republic, Missouri. This case, **EO-2008-0043**, is a contested case. The Commission is bound by its *ex parte* rule, and, I am therefore giving notice to the parties this communication has been received.

Although communications from members of the public and members of the legislature are always welcome, those communications must be made known to all parties to a contested case so that those parties have the opportunity to respond. According to the Commission's rules (4 CSR 240-4.020(8)), when a communication (either oral or written) occurs outside the hearing process, any member of the Commission or Regulatory Law Judge who received the communication shall prepare a written report concerning the communication and submit it to each member of the Commission and the parties to the case. The report shall identify the person(s) who participated in the *ex parte* communication, the circumstances which resulted in the communication, the substance of the communication, and the relationship of the communication to a particular matter at issue before the Commission.

Therefore, we submit this report pursuant to the rules cited above. This will ensure that any party to this case will have notice of the attached information and a full and fair opportunity to respond to the comments contained therein.

cc: Commissioners
Executive Director
Secretary/Chief Regulatory Law Judge
General Counsel

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15 January 2008

Mr. Jeff Davis, Chairman
Missouri Public Service Commission
Governor Office Building
200 Madison Street
Post Office Box 360
Jefferson City, MO 65102-0360

Re: Case No. EO-2008-0043

Chairman Davis,

The City of Republic has experienced high growth over the last several years and with this growth has come development issues. One of these issues we have been working through is electric service providers for property located in the unincorporated areas of Greene County.

Typically, a developer of a piece of property will annex into the City prior to construction which alleviates any concern for who will be the electric service provider. However, in some instances, a developer will proceed to develop in the unincorporated area of the County prior to annexation. This has occurred in an area south of the City. The proposed Territorial Agreement between The Empire District Electric Company and Ozark Electric Cooperative is one that the City of Republic greatly supports.

This Territorial Agreement, if approved, would ensure proper development of electric infrastructure in the proposed area as the City of Republic and Greene County continue to grow. More importantly, it would provide consistency in the growth area and would allow the developers to work more cooperatively with the City and the respective electric companies. This would allow the developers to know, in advance, who their electric service provider will be and can plan accordingly.

Thank you for your time and consideration in this matter.

Sincerely,



Christopher J. Coulter, AICP
Assistant City Administrator

cc: The Empire District Electric Company
Ozark Electric Cooperative
File

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