

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Sullivan )  
Development Properties, LLC for Change of ) **File No. EO-2024-0251**  
Electric Supplier )

## NOTICE OF DEFICIENCY

Issue Date: March 20, 2024

On March 18, 2024, Sullivan Development Properties, LLC filed an application for a change of electric service provider. The application is signed by Patrick Sullivan.

Commission Rule 20 CSR 4240-2.040(5), specifically addressing practice before the Commission, states:

A natural person may represent himself or herself. Such practice is strictly limited to the appearance of a natural person on his or her own behalf and shall not be made for any other person or entity.

The basis for these Commission Rules is found in Sections 484.010 and 484.020.<sup>1</sup> Section 484.010 defines the practice of law as “the appearance as an advocate in a representative capacity or the drawing of papers, pleadings or documents or the performance of any act in such capacity in connection with proceedings pending or prospective before any court of record, commissioner, referee or any body, board, committee or commission constituted by law or having authority to settle controversies.”

---

<sup>1</sup> All statutory citations refer to RSMo 2016 unless otherwise noted.

Section 484.020 restricts the practice of law and engagement in law business to licensed attorneys.<sup>2</sup>

Sullivan Development Properties, LLC, not being a natural person representing only itself, must be represented by an attorney authorized to practice law in Missouri to appear before the Commission in this application. The application is defective because of the lack of that representation as evidenced by the lack of a signature by an attorney authorized to practice law in Missouri. This case may be dismissed in accordance with 20 CSR 4240-2.116(2) or (4) if the deficiency has not been cured, no action has occurred, or no continuance has been requested by June 18, 2024. The application is deficient and the Commission shall take no further action in this matter until such time as the deficiency is corrected.



**BY THE COMMISSION**

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

Nancy Dippell  
Secretary

Karolin S. Walker, Regulatory Law Judge  
By delegation of authority pursuant  
To Section 386.240 RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 20<sup>th</sup> day of March, 2024.

---

<sup>2</sup> "The law does not treat individuals and corporations equally. The law allows an individual to bear the risk that representation without an attorney may entail. Natural persons may represent themselves in situations which, if done for someone else, would constitute the practice of law. Unlike individuals, corporations are not natural persons, but are creatures of statute. Businesses operating in corporate form are entitled to certain benefits that are denied to others. In addition to benefits, however, corporations also have certain restrictions placed upon them. One such restriction in Missouri is that a corporation may not represent itself in legal matters, but must act solely through licensed attorneys." (Internal citations omitted). *Reed v. Labor and Indus. Relations Com'n*, 789 S.W.2d 19, 21 (Mo. banc 1990).

**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 20<sup>th</sup> day of March 2024.**



*Nancy Dippell*  
\_\_\_\_\_  
**Nancy Dippell**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**March 20, 2024**

**File/Case No. EO-2024-0251**

**MO PSC Staff**

Staff Counsel Department  
200 Madison Street, Suite 800  
P.O. Box 360  
Jefferson City, MO 65102  
staffcounsel@psc.mo.gov

**Office of the Public Counsel  
(OPC)**

Marc Poston  
200 Madison Street, Suite 650  
P.O. Box 2230  
Jefferson City, MO 65102  
opc@opc.mo.gov

**Ameren Missouri**

Legal Department  
1901 Chouteau Avenue  
P.O. Box 66149, Mail Code 1310  
St. Louis, MO 63166-6149  
amerenmoservice@ameren.com

**City of Farmington Light &  
Water**

Legal Department  
110 W. Columbia  
Farmington, MO 63640

**Sullivan Development  
Properties, LLC**

Legal Department  
119 N Jefferson  
Farmington, MO 63640  
kellogg@hdp-law.com

**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.