

**BEFORE THE MISSOURI
PUBLIC SERVICE COMMISSION**

In the Matter of the Application of)
Southway Storage for Change of Electric Supplier)
From the Empire District Electric Company) File No. EO-2024-0194
d/b/a Liberty to White River Valley Electric)
Cooperative, Inc.)

**SOUTHWAY STORAGE, LLC'S
RESPONSE TO STAFF'S RECOMMENDATION**

COMES NOW Applicant Southway Storage, LLC (“Southway”), by and through counsel, and for its Response to Staff’s Recommendation filed on March 12, 2024, respectfully states as follows:

1. On December 12, 2023, Southway filed its Application for Change of Supplier with the Commission requesting a change of electric supplier from The Empire District Electric Company d/b/a Liberty (“Liberty”) to White River Valley Electric Cooperative (“White River”).
2. Liberty and White River filed their response to the Application on January 12, 2024, and Staff filed its Recommendation in this cause on March 12, 2024. In its Recommendation, Staff recommended that Southway’s Application be granted.
3. On March 13, 2024, the Commission issued its Order directing interested parties to file a response to Staff’s Recommendation no later than March 22, 2024.
4. Southway fully supports Staff’s Recommendation. The facts show that Liberty does not have distribution facilities in the area, and Southway would face an undue burden in paying for an extension of Liberty’s distribution facilities. White River, on the other hand, has distribution facilities in the area, and Southway would face no additional charges for any upgrades to White River’s distribution facilities. White River is clearly in the best position to

serve Southway. Given the facts and the law, as well as common sense, there is ample support for the Commission to grant Southway's Application, based on Staff's Recommendation.

WHEREFORE, Southway respectfully requests that this Commission issue its Order granting Southway's Application for a change in electric supplier from Liberty to White River, and granting such other relief as it is deemed necessary.

Respectfully Submitted,

By: /s/ Terry M. Jarrett
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***ATTORNEY FOR SOUTHWAY
STORAGE, LLC***

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of March, 2024, a copy of the foregoing has been served on all parties on the official service list for this matter via filing in the Commission's EFIS system and/or email.

 /s/ Terry M. Jarrett
Terry M. Jarrett