

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Richard)
and Felicia Murphy for Change of Electric)
Supplier from Co-Mo Electric Cooperative,)
Inc. to Union Electric Company d/b/a)
Ameren Missouri)

File No. EO-2024-0331

ORDER DIRECTING NOTICE AND DIRECTING RESPONSES TO APPLICATION

Issue Date: May 6, 2024

Effective Date: May 6, 2024

On May 3, 2024, Richard and Felicia Murphy filed an application with the Commission requesting a change of electric supplier from Co-Mo Electric Cooperative, Inc. to Union Electric Company d/b/a Ameren Missouri (Ameren Missouri).

The Commission will direct its Data Center to send notice of the application to Co-Mo Electric Cooperative, Inc. and Ameren Missouri. The Commission will also direct those parties to file a response and direct the Staff of the Commission (Staff) to file a recommendation.

THE COMMISSION ORDERS THAT:

1. The Data Center of the Commission shall send this order, with a copy of the application, to Co-Mo Electric Cooperative, Inc. and Ameren Missouri.
2. Co-Mo Electric Cooperative, Inc. and Ameren Missouri shall file responses to the application no later than June 6, 2024.
3. Staff shall file its recommendation regarding the application, or a report stating when it expects to file a recommendation, no later than June 27, 2024.

4. This order is effective when issued.



BY THE COMMISSION

Nancy Dippell

Nancy Dippell
Secretary

Riley G. Fewell, Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,
on this 6th day of May, 2024.

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

In the matter of the application of)
Richard & Felicia Murphy)
(Name of Applicant)) Case No. _____)
for change of electric supplier.)

APPLICATION FOR CHANGE OF ELECTRIC SERVICE PROVIDER

1. Applicant's address is: 1915 Tisdale Dr. Boonville, Mo
65233

2. The name of Applicant's current electric service provider is: _____
Co-Mo Electric

3. Applicant requests the Missouri Public Service Commission to order a change of electric supplier to the address indicated above.

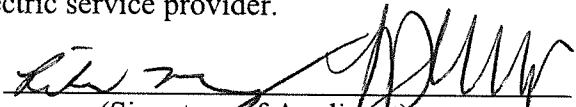
4. Applicant requested the Commission to order a change of electric supplier from Co-Mo Electric (Current)
to Ameren UE (Requested)

5. Applicant requests the Missouri Public Service Commission to order a change of electric provider for the following reasons. * Attached

6. Applicant has taken the following steps in an attempt to work out electric service problems with the electric service provider: Attached

WHEREFORE, Applicant requests the Missouri Public Service Commission to issue an Order which changes the current electric service provider.

5.2.21
(Date)


(Signature of Applicant)

660.888.3008
(Phone Number)

*If reason for change is poor service, outages, low voltage, etc., applicant should submit a record of service problems covering at least 90 days, including dates and times of problems to the extent possible. Applicant should also attempt to determine reasons for any service problems. For instance, if electric service was out or you are experiencing blinking lights, you should contact the supplier of electric service to determine the problem, and include this information with the application. (If the reasons from the supplier was a storm, car hitting pole, trees in line, conductor fell down, or whatever the supplier states for the problem, this should be noted.)

5. Applicant requests the Missouri Public Service Commission to order a change of electric provider for the following reasons: I purchased three acres of land on July 28, 2023. The purchase of these three acres were from an owner of 28 acres that has Ameren UE services already provided to their home. Ameren UE is located on three sides of my property and has a power source within 50 feet of our building site. Ameren UE informed us that they are not able to provide service due to territory rights unless CoMo Electric releases the territorial agreement. After contacting CoMo Electric, we were told they would need easements from two adjoining landowners to get service to us. The two adjoining landowners have denied CoMo those easements. Even if CoMo were able to get the easements, CoMo would have to supply over 3,800 feet of service line costing us and them money that is not necessary for one home.

6. Applicant has taken the following steps in an attempt to work out electric service problems with the current service provider: CoMo Electric has contacted our building contractor to explain the reason why CoMo Electric has to provide the service due to the territorial agreement. CoMo told our building contractor that CoMo would have to have two landowners sign easements, and we would have to pay half the cost of getting the service to our property. CoMo electric also stated that the building contractor would have to probono half the cost of digging to keep the cost they quoted. We do not know the next step in an attempt to work this problem out. CoMo Electric has spoke to our building contractor, however, has not contacted us. There has been no communication between CoMo and the landowner. We contacted a lawyer, who referred us to the Public Service Commission. This problem has caused a delay in the construction of our home.

STATE OF MISSOURI)
COUNTY OF Cooper)

ss.

VERIFICATION

Felicia Murphy, on oath, states that he/she has read the foregoing application and is familiar with its contents and the matters set forth therein are true to the best of his/her knowledge, information and belief.

[Signature]
(Signature of Applicant)

SWORN TO BEFORE ME, the undersigned Notary Public on this the 3rd day of May 2024.

STEPHANIE A. SCHUSTER-DAY
NOTARY PUBLIC - NOTARY SEAL
STATE OF MISSOURI
MY COMMISSION EXPIRES JULY 7, 2027
COOPER COUNTY
COMMISSION #15636574

[Signature]
Notary Public

My Commission Expires: July 7, 2027

**INFORMATION ON PUBLIC SERVICE COMMISSION PROCEDURE
FOR *PRO SE* CHANGE OF SUPPLIER APPLICANTS**

Pro se applicants are applicants who choose to represent themselves before the Public Service Commission rather than being represented by an attorney. This attachment is intended to give *pro se* applicants information on Commission procedures for applicants for a change of electric supplier. However, it is still the responsibility of *pro se* applicants to educate themselves about Commission procedures. "Parties who represent themselves must satisfy all relevant rules of procedure; they are entitled to no indulgence they would not have received if represented by counsel." *Sutton v. Kestler*, 930 S.W.2d 516, 517 (Mo. App. 1996). Enclosed please find a copy of the Commission's rules on Practice and Procedures. You will be expected to follow these rules.

Generally, there will be five parties in a change of supplier case: (1) the applicant; (2) the applicant's current electric supplier; (3) the electric supplier to whom the applicant wishes to change; (4) the Staff of the Commission; and (5) a representative of the Office of the Public Counsel. The Staff of the Commission is a separate party and will make an independent recommendation to the Commissioners. However, the Commissioners will make the ultimate decision. The Office of the Public Counsel represents the general public before the Commission. Neither the Staff of the Commission nor the Office of the Public Counsel represents the applicant, and neither will act as applicant's attorney nor give substantive advice to the applicant. The Office of the Public Counsel and Staff will try to answer any questions an applicant may have about Commission procedure. The applicant should also be aware that if any pleading or

correspondence is to be filed with the Commission, a copy of that document must be sent to all the other parties.

Other parties may request information from the applicant through the Commission discovery procedure, which is similar to what is allowed in court cases. The purpose of discovery is to find out generally what evidence a party intends to present at a hearing, or what a party's witnesses may be expected to testify at a hearing. All parties, including the *pro se* applicant, may engage in discovery, in accordance with the Commission's rules.

If there are contested matters, the Commission will hold a hearing.

At the hearing, the *pro se* applicant can expect the following procedure: Each party will be allowed to make a brief opening statement. Then the applicant will present evidence. If applicants expect to take the stand to testify on their own behalf, they will have to testify in narrative form, since there will be no attorney to ask them questions. If the applicant intends to put a witness on the stand, applicant will have to ask nonleading, direct examination questions to elicit the witness's testimony.

All witnesses will be asked to give an oath or affirmation, and any witness may be questioned by the Commissioners or the Administrative Law Judge. All witnesses are subject to cross-examination by the other parties. All witnesses should have personal knowledge of the subject of their testimony. Applicants should bring to the hearing at least thirteen copies of any exhibit or document they intend to offer into evidence.

After the applicant has presented evidence, the other parties will be allowed to present their evidence. Then the parties will give their closing statements. Sometimes the Commission wishes to have briefs instead of closing statement. This is unlikely in the

typical change of supplier case, but if briefs are requested the procedure will be explained at the time of the hearing.

In applications for change of electric suppliers, the Commission considers a number of factors in making its decision, including, but not limited to the following:

1. Whether the customer's needs can be adequately met by the present supplier with respect to either the amount or quality of the power;
2. Whether there are health or safety issues involving the amount or quality of power;
3. What alternatives the customer has considered, including alternatives with the present supplier;
4. Whether the customer's equipment has been damaged or destroyed as a result of a problem with the electric supply;
5. The effect the loss of the customer would have on the present supplier;
6. Whether a change in supplier would result in a duplication of service or facilities, especially in comparison with alternatives available from the present supplier, a comparison which could include: (a) the distance involved and cost of any new extension, including the burden on others -- for example, the need to procure private property easements; and (b) the burden on the customer relating to the cost or time involved, not including the cost of the electricity itself;
7. The overall burden on the customer caused by the inadequate service, including any economic burden not related to the cost of the electricity itself, and any burden not considered with respect to factor 6(b) above;

8. What efforts have been made by the present supplier to solve or mitigate the problem;
9. The impact the Commission's decision may have on economic development, on an individual or cumulative basis; and
10. The effect the granting of authority for a change of suppliers might have on any territorial agreements between the two suppliers in question, or on the negotiation of territorial agreements between the suppliers.

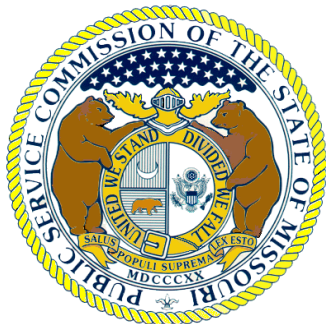
The applicant should try to address these factors when presenting testimony at the hearing.

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 6th day of May 2024.



Nancy Dippell

Nancy Dippell
Secretary

MISSOURI PUBLIC SERVICE COMMISSION

May 6, 2024

File/Case No. EO-2024-0331

MO PSC Staff

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200 Madison Street, Suite 800
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Jefferson City, MO 65102
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**Office of the Public Counsel
(OPC)**

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**Co-Mo Electric Cooperative,
Inc.**

Legal Department
29868 Highway 5
P.O. Box 220
Tipton, MO 65081-0220

Felicia Murphy

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Richard Murphy

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Union Electric Company

Legal Department
1901 Chouteau Avenue
P.O. Box 66149, Mail Code 1310
St. Louis, MO 63103
amerenmoservice@ameren.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.