

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Citizens     )  
Electric Corporation for an Order                 )     **File No. EM-2019-0212**  
Authorizing the Sale of Certain Electric         )  
Transmission Facilities                             )

## ORDER SETTING PROCEDURAL CONFERENCE AND GRANTING INTERVENTION

Issue Date: November 5, 2019

Effective Date: November 5, 2019

On June 25, 2019, Citizens Electric Corporation (“Citizens”) filed an application with the Missouri Public Service Commission (“Commission”) seeking a finding that the Commission lacks jurisdiction over the captioned matter, or alternatively for approval of a sale of certain electric transmission facilities. On October 15, 2019, the Staff of the Commission filed its recommendation. Staff recommended the Commission approve the sale, with certain conditions on both Citizens and Wabash Valley Power Association, Inc. (“Wabash”). On October 23, 2019, Citizens filed its answer to Staff’s recommendation, in which it questioned certain aspects of Staff’s recommendation.

On October 25, 2019, Wabash filed a request to intervene. Intervention requests were required to be filed in this case no later than July 11, 2019. However, Wabash states it is implicated in the current case as a participant in the sale of assets. It is also concerned about aspects of Staff’s recommendation. Late interventions may be granted upon a showing of good cause.<sup>1</sup> Wabash pleads that its response was not necessary until an issue arose in Staff’s recommendation. Staff does not oppose Wabash’s intervention. The

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<sup>1</sup> 20 CSR 4240-2.075(10).

Commission finds good cause exists to allow the late intervention request, and further finds the intervener has an interest which is different from that of the general public and which may be adversely affected by a final order arising from the case. The Commission will grant the request to intervene.

Having received the Staff's recommendation, and Citizens' and Wabash's disagreements with it, this matter is ready to proceed. In order to discuss a procedural schedule, the Commission will set a procedural conference.

**THE COMMISSION ORDERS THAT:**

1. The intervention request of Wabash Valley Power Association, Inc. is granted.
2. The parties shall appear at a procedural conference to be held on November 12, 2019, at 10:00 a.m.
3. The prehearing conference will convene in Room 305 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri 65102. The building meets accessibility standards required by the Americans with Disabilities Act. Any person who needs accommodations to participate in the conference or hearing shall contact the Commission, not later than the day before the conference. Such contact shall be through the Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711.

4. This order shall be effective when issued.



**BY THE COMMISSION**

*Morris L. Woodruff*

Morris L. Woodruff  
Secretary

Charles Hatcher, Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 5<sup>th</sup> day of November, 2019.


**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 5<sup>th</sup> day of November 2019.**



  
**Morris L. Woodruff**  
**Secretary**

**MISSOURI PUBLIC SERVICE COMMISSION**

**November 5, 2019**

**File/Case No. EM-2019-0212**

**Missouri Public Service  
Commission**

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

***Sincerely,***



**Morris L. Woodruff  
Secretary**

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