

In the Matter of the Joint Application of)
The Empire District Electric Company and)
White River Valley Electric Cooperative for) Case No. _____
Approval Of a Change in Electric Supplier for)
a Customers for Reasons in the Public Interest.)

COME NOW The Empire District Electric Company (Empire) and White River Valley Electric Cooperative (White River), hereinafter referred to collectively as "Applicants," and for their Joint Application, pursuant to Section 394.315, RSMo (2000), 4 CSR 240-2.060 and 4 CSR 240-3.140, respectfully state as follows:

1. Empire is a Kansas corporation with its principal office and place of business at 602 Joplin Street, Joplin, Missouri 64801. Empire is engaged in the business of providing electrical and water utility services in Missouri to customers in its service areas. Empire is an “electrical corporation,” a “water corporation,” and a “public utility” as those terms are defined in § 386.020 RSMo. 2000, and is subject to the jurisdiction and supervision of the Commission as provided by law.

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corporation, is duly authorized to do business in the State of Missouri was filed with the Commission in Case No. EM-2000-369, and is incorporated herein by reference.

3. White River is a rural electric cooperative organized and existing pursuant to the laws of the State of Missouri and has its principal office on East Highway 76, Branson, Missouri. It is a Chapter 394 rural electric cooperative corporation engaged in the distribution of electric energy and service to its members within certain Missouri Counties.

4. White River has no pending or final judgments or decisions against it from any state or federal agency or court which involve its customer service or rates within the three years immediately preceding the filing of this Application. A copy of a Certificate of Good Standing from the Office of the Missouri Secretary of State for White River was filed in Commission Case No. EO-2004-0246 and is incorporated herein by reference.

5. Correspondence, communications, and orders in regard to this Joint Application should be directed to:

Dean L. Cooper
Brydon, Swearengen & England, P.C.
312 E. Capitol Avenue
P.O. Box 456
Jefferson City, MO 65102
573-635-7166 (telephone)
573-635-3847 (fax)
e-mail: dcooper@brydonlaw.com

Christiaan D. Horton
Neale & Newman, LLP
1949 E. Sunshine, Suite 1-130
Springfield, MO 65808-0327
Telephone: 417-882-9090, ext. 3036
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E-mail: chorton@nnlaw.com

FACTS

6. White River currently provides electrical service to a house located at 801 Birch

Street, Hollister, Missouri. The customer at this address is Hollister Interchange Development Company, LLC, which is also the owner. The property served is a residential-type structure, served as a Commercial Customer, and currently has a 200 Amp Meter Base.

7. The subject house is located at the proposed site of a new water park and arena. Empire will provide service to the new development and a new office structure to be constructed near the existing structure. Empire will provide service to the existing structure through its lines to be constructed to serve the development. If this Joint Application is granted, White River will remove its lines after connection is made with Empire to accommodate the development.

8. A diagram of the property, Empire's proposed lines and White River's existing lines is attached hereto and marked Appendix A.

9. The property owner will be paying White River to remove its lines from the property to allow for future construction. White River will be removing the following materials: 2 spans of single phase line both approximately 240' long; 2 poles; 2 guys and anchors; 1 transformer and CT Metering.

10. Empire will be adding the following electrical facilities to serve both the existing structure and the new structure: 2 spans of single phase approximately 75' & 210'; 2 service spans; 2 poles; 2 guys and anchors; 1 transformer; and 1 meter pedestal.

11. The owner of the property has consented to the proposed change of supplier from White River to Empire. Its *verified*, written consent is attached hereto as Appendix B.

STATUTE

12. Section 394.315.2, RSMo provides in relevant part that "[t]he public service commission, upon application made by an affected party, may order a change of suppliers on the basis that it is in the public interest for a reason other than rate differential, and the commission

is hereby given jurisdiction over rural electric cooperatives to accomplish the purpose of this section.”

PUBLIC INTEREST

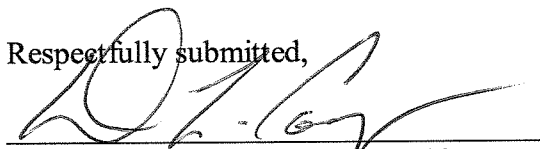
13. The proposed change of supplier is in the public interest because it will allow development to proceed near Hollister, Missouri. The proposed change will move forward in the most efficient manner possible by allowing the proposed change of electric supplier. Thus, the proposed change of supplier is in the public interest for a reason other than a rate differential.

WHEREFORE, Joint Applicants respectfully request that the Commission issue its order:

(a) Finding that the change of electric supplier proposed herein is in the public interest and approving the proposed change of electric supplier; and

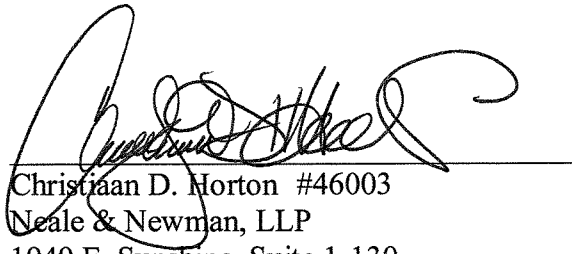
(b) Granting such other relief as is deemed necessary to accomplish the purposes of this Joint Application.

Respectfully submitted,



Dean L. Cooper MoBar #36592
Brydon, Swearngen & England, P.C.
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ATTORNEYS FOR THE
EMPIRE DISTRICT ELECTRIC COMPANY



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Facsimile: 417-882-2529
E-mail: chorton@nnlaw.com

ATTORNEYS FOR WHITE RIVER VALLEY
ELECTRIC COOPERATIVE:

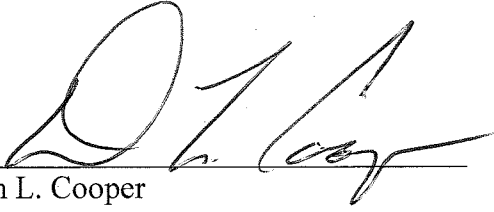
CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing Joint Application was served by electronic mail or U.S. Mail, postage prepaid, this 15th day of February, 2008, upon the following:

Office of the Public Counsel
Governor State Office Building, 6th Floor
Jefferson City, Missouri 65101

Office of the General Counsel.
Missouri Public Service Commission
Governor State Office Building, 8th Floor
Jefferson City, Missouri 65101

Hollister interchange Development Company, LLC
Attn: Justin Gage
801 Birch Street
Hollister, MO 65673



Dean L. Cooper

VERIFICATION

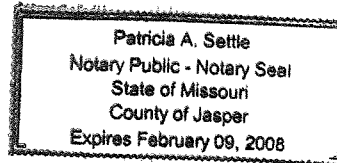
STATE OF MISSOURI)
)ss
COUNTY OF _____)

I, Michael Palmer, state that I am employed by The Empire District Electric Company (Empire) as Vice President - Commercial Operations; that I have read the above and foregoing document; that the statements contained therein are true and correct to the best of my information, knowledge and belief; and, that I am authorized to make this statement on behalf of Empire.

Michael Palmer

Subscribed and sworn to before me this 1st day of ^{November}~~October~~, 2007.

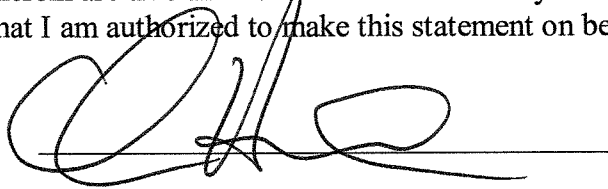
Patricia A. Settle
_____, Notary Public




VERIFICATION

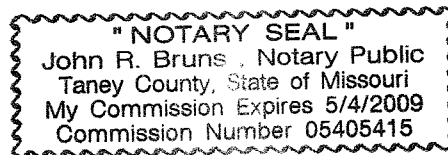
STATE OF MISSOURI)
)ss
COUNTY OF TANEY)

I, CHRIS HAMON, state that I am employed by White River Valley Electric Cooperative (White River), as CEO; that I have read the above and foregoing document; that the statements contained therein are true and correct to the best of my information, knowledge and belief; and, that I am authorized to make this statement on behalf of White River.

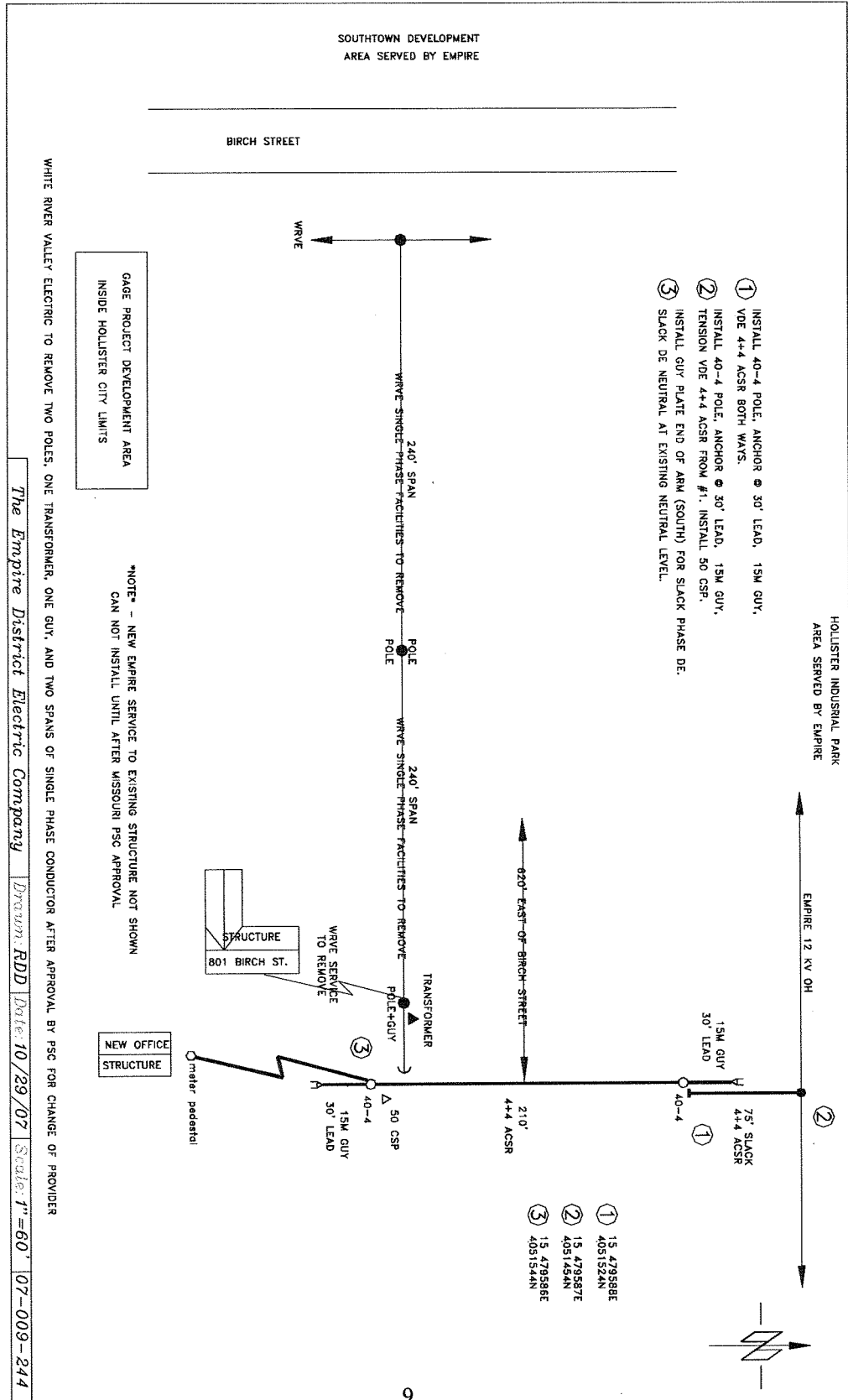


Subscribed and sworn to before me this 31 th day of October, 2007.


Expires 5-4-2009, Notary Public



APPENDIX A

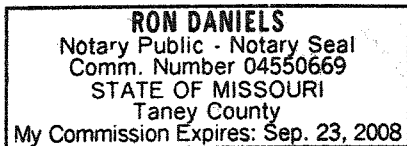


APPENDIX B

CONSENT

STATE OF MISSOURI)
)ss
COUNTY OF Taney)

I, Justin Gage, state that I am the Owner of Hollister Interchange Development Company, LLC, that Hollister Interchange Development Company, LLC is the legal owner of the property located at 801 Birch Street, Hollister, Missouri 65673, and that I am authorized to make this statement on behalf of Hollister Interchange Development Company, LLC. By signing below, Hollister Interchange Development Company, LLC hereby consents and agrees to the transfer of the electric utility service at the above address from WHITE RIVER VALLEY ELECTRIC COOPERATIVE to THE EMPIRE DISTRICT ELECTRIC COMPANY in order to facilitate the retirement of an electrical line currently used to serve this property.



[Signature]

Subscribed and sworn to before me this 30th day of October, 2007.

Ron Daniels
_____, Notary Public