

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

In the Matter of the Joint Application of Macon)
Electric Cooperative and the City of Marceline for)
Approval of a Change of Electric Supplier for)
Certain Customers in Linn and Chariton Counties)
for Reasons in the Public Interest)

File No. EO-2018-0111

STAFF REQUEST FOR ADDITIONAL TIME TO FILE RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), through Staff Counsel's Office, and files its Request For Additional Time To File Recommendation regarding the Joint Application Of Macon Electric Cooperative and the City of Marceline for authorization of a change of electric service supplier, pursuant to Sections 91.025 and 394.315 and 4 CSR 240-2.060 and 4 CSR 240-3.140. In support of Staff's Request For Additional Time, the Staff states as follows:

1. On October 30, 2017, the Macon Electric Cooperative ("Macon"), a Chapter 394 rural electric cooperative corporation, and the City of Marceline ("Marceline"), a Missouri third class municipality existing pursuant to Section 77.010 RSMo. 2016, filed a Joint Application For Change Of Electric Supplier. Marceline provides electrical service to customers in its municipal service area.

2. Marceline currently provides electrical service to six (6) properties in Linn County and ten (10) properties in Chariton County. These properties have not been annexed into Marceline and are located in unincorporated rural areas of Linn and Chariton Counties.

3. Macon and Marceline contend that pursuant to Sections 91.025.2¹ and 394.315.2² the requested change in electric suppliers is in the public interest for a reason other than a rate differential.

4. Marceline is requesting that Macon provide service to these properties in order to ensure reliable service now and in the future and to achieve operational efficiencies for the electric suppliers and reduce utility duplication. In order for Macon to provide service to these sixteen (16) properties, Macon will be required to build a 7.2 kV overhead electric line extension that will be approximately one mile in length.

5. Macon and Marceline attached as Appendix B to their Joint Application written consents of the sixteen (16) property owners or tenants. The form of the Customer Account Transfer Consent Form completed by the sixteen (16) property owners or tenants, Appendix B, appears as follows:

Customer Account Transfer Consent Form

Date: _____

I, _____, legal owner or tenant of the property located at (address) _____, by signing below do hereby agree to transfer my electric utility service from CITY OF MARCELINE ELECTRIC to MACON ELECTRIC COOPERATIVE to further define the boundary between said utilities and provide customers with updated electric service.

6. The Service List for the Joint Application includes the sixteen (16) property owners or tenants whose supplier of electrical service is being requested to be

¹ Section 91.025.2 RSMo 2016 states in relevant part: "The public service commission, upon application made by a customer, may order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential, and the commission is hereby given jurisdiction over municipally owned or operated electric systems to accomplish the purpose of this section."

² Section 394.315.2 RSMo 2016 states in relevant part: "The 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 a rate differential, and the commission is hereby given jurisdiction over rural electric cooperatives to accomplish the purpose of this section."

changed. The address shown for Ernestine Welch on the Service List attached to the Joint Application is Route 1, Marceline, MO 64658. The address shown for Ernestine Welch on Appendix B Consent of Legal Owner / Tenant to the Joint Application is Route 1; 10251 Highway 5, Marceline, MO 64658.

7. On November 14, 2017, Macon filed an Amended Certificate of Service which states that a copy of the Joint Application that was to be served on Ernestine Welch, was returned as “Unable to Forward,” and a copy of the Joint Application “was served by U.S. Mail, postage prepaid, this 14th day of November, 2017, upon the following: Ernestine L. Welch, 27002 Pilgrim Rd., Redlands, CA 92373-9781.”³

8. On October 31, 2017, the Commission issued its Order Directing Notice And Order Directing Responses To Application. The Commission directed its Data Center to send notice to the sixteen (16) property owners and tenants/customers as enumerated in Appendix B of the Joint Application and ordered the Staff to file a recommendation or a status report when it will file its recommendation no later than November 30, 2017. On November 13, 2017, the Commission’s Data Center received as “Not Deliverable as Addressed – Unable to Forward” the copy of the Order Directing Notice And Order Directing Responses To Application that it had sent to Ernestine Welch at Route 1, 10251 Highway 5, Marceline, MO 64658.

9. The Staff believes several data requests to Macon and Marceline would be appropriate. Due to the press of other Commission business, it is only in the last few days that the Staff has drafted these data requests and is now prepared to submit them to Macon and Marceline. The Staff, in attempting to anticipate the availability of

³ The Customer Account Transfer Consent Form in Appendix B to the Joint Application for Ernestine Welch is dated 8/15/17, is shown as signed for her, apparently by her daughter Tina Welch who has evidently written in parentheses the words “Power of Attorney.”

personnel at his time of year to respond to data requests and possibility of the need for any Staff follow-up, is requesting until January 19, 2018 to file the Staff's recommendation. Should the Staff be able to file its recommendation sooner than January 19, 2018, it will do so.

10. The Staff does not request until January 19, 2018, to file the Staff's recommendation to either unduly delay this proceeding or inconvenience the Commission or the parties. The Staff apologizes for any inconvenience.

WHEREFORE the Staff requests until January 19, 2018 to file the Staff's recommendation regarding the Joint Application Of Macon Electric Cooperative and the City of Marceline for authorization of a change of electric service supplier.

Respectfully submitted,

/s/ Steven Dottheim

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**Attorney for the Staff of the
Missouri Public Service Commission**

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile, or electronically mailed to all counsel of record this 30th day of November, 2017.

/s/ Steven Dottheim