## DEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of	)
James and Denise Haston for Change	) File No. EO-2020-0163
Of Electric Supplier.	)

## OZARK ELECTRIC COOPERATIVE'S CONSENT TO DISMISSAL

COMES NOW Ozark Electric Cooperative ("Ozark"), by and through its Attorneys, Andereck, Evans, Lewis, Figg, and Battagler, LLC, and for Ozark Electric Cooperative's Consent to Dismissal states as follows:

- On December 11, 2019, James and Denise Haston filed their Application for Change of Electric Service Provider.
- On January 13, 2020, The City of Monett, Missouri's Motion to Dismiss and Response to the Application of James and Denise Haston for Change in Electric Supplier was filed.
- On January 29, 2020, Staff filed its Response and Recommendation for Dismissal, which was in agreement with the City of Monett.
- 4. On January 29, 2020, Ozark filed a request for extension of time to brief the issue.
- 5. After further review, Ozark now withdraws its request to brief the issue and consents to dismissal in that the requirements of RSMo. 386.800.2 have been met because the subject structure had not received permanent service from any supplier within ninety days prior to annexation.
- 6. Therefore, Ozark concedes the City of Monett may provide service to the subject structure without approval of the Commission.

WHEREFORE, Ozark Electric Cooperative respectfully requests the Commission grant the City of Monett's Motion to Dismiss James and Denise Haston's Application for Change of Electric Service Provider.

Respectfully submitted,

ATTORNEYS FOR OZARK ELECTRIC COOPERATIVE:

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## **CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on February 7, 2020, to the following:

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