

**In the Matter of the Application of Wasatch Investments, LC, for Change of Electric Supplier)** ) **Case No. EO-2008-0031**  
)

1. On October 1, 2007, the Commission issued its Order Directing Parties to Respond on or before October 12, 2007, to the arguments raised on pages 2 through 5 of the “Staff Recommendation the Commission Issue Order to show Cause” filed on September 14, 2007.
2. On September 18, 2007, the Commission issued a Notice of Deficiency stating Wasatch was not compliant with rule 4 CSR 240-2.040(3)(C) and requested compliance of regulatory requirements within 90 days.
3. On September 27, 2007, Counsel for Wasatch, Jeffrey M. Witt, a licensed Missouri attorney entered his appearance and acknowledged previous filings.
4. At present Wasatch believes it met the Commission’s request to gain adequate representation and has met regulatory requirements to request a change of electric supplier from Union Electric Company, d/b/a AmerenUE, to Cuivre River Electric Cooperative Inc.(Cuivre).

5. The Staff Recommendation dated September 14, 2007 contains an error on page 2. At no time has Cuivre supplied or provided any service to Wasatch, at the subject property.
6. Wasatch agrees with Staff that Cuivre is not qualified to provide service within the city limits of O'Fallon, Missouri due to the property not falling under the classification of "rural Area" as defined by §394.020(3) RSMo. 2000.
7. Wasatch agrees with Staff that a territorial agreement between Cuivre River, AmerenUE and the City of O'Fallon can be obtained through §394.315.2, RSMo 2000.

**WHEREFORE** Wasatch respectfully requests that the Commission Grant Wasatch's Application for Change of Electric Service Provider.

Respectfully Submitted,

Wasatch Investments LC

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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served on the following parties via electronic mail (e-mail) or via regular mail on this 12<sup>th</sup> day of October, 2007.

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