

STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 17th  
day of October, 1995.

In the matter of the application of New       )  
Mac Electric Cooperative for approval of       )  
a change in electric supplier for reasons       )  
in the public interest.                               )

CASE NO. EO-96-88

ORDER GRANTING CHANGE OF SUPPLIER

New Mac Electric Cooperative (Applicant) filed an Application for Change of Electric Service Provider on September 21, 1995, requesting a change in electric supplier for its customer, Loyal Larson, to The Empire District Electric Company (EDE).

In support of its application the Applicant stated that a fault occurred in the underground circuit serving Mr. Larson on August 8, 1995, leaving him without power. Applicant restored his power by means of a temporary above ground cable that is not as safe as permanent cable would be. However, Applicant cannot provide permanent cabling at a reasonable cost. Another building has been built over the existing underground circuit which prevents Applicant from installing permanent underground service. The urban development in the area, along with Applicant's lack of easements, prevent Applicant from providing permanent overhead service. Applicant stated that the structure owned by Mr. Larson is the only structure within the Bowler Subdivision to which Applicant provides electric service. The rest of the subdivision receives electric service from EDE. EDE serves several structures adjacent to Mr. Larson and is able to provide him service with a minimum of cost and disruption to other customers.

Applicant included with its application Mr. Larson's affidavit dated September 13, 1995, stating that he agrees to the change of electrical supplier from Applicant to EDE. Mr. Larson stated in his affidavit that he is aware that this change of supplier may result in a change in his electric rates.

The Commission issued an Order and Notice on September 25, 1995, directing EDE to respond to the application on or before October 25, 1995. Empire filed its response requesting that the Commission act expeditiously to approve this change of supplier. The Commission issued an order directing the Staff of the Missouri Public Service Commission (Staff) to file its recommendation on or before October 12, 1995.

Staff filed a memorandum giving its recommendation October 12, 1995. Staff stated that it believes the change of supplier is in the public interest and recommended expedited approval. Staff stated that the temporary cable should be replaced with permanent facilities as soon as possible.

This case was filed under the authority of § 394.315 RSMo 1994 which permits a change of supplier when it would be in the public interest for a reason other than a rate differential. The Commission, having reviewed New Mac Electric Cooperative's application, Mr. Larson's affidavit, The Empire District Electric Company's response, and the Staff's recommendation, finds that the requested change of supplier should be granted. This change of supplier is needed in order to remedy a less than ideal service situation by replacing temporary facilities with safer permanent facilities. Since EDE already supplies power to the other structures within the Bowler subdivision, the change of supplier should cause minimal inconvenience to other customers. None of the parties put forth a difference in electric rates as a reason for this change and Mr.


Larson averred that he did not object to the change even though a difference in rates may result. The Applicant, EDE, and Mr. Larson have all agreed to the change and have requested expedited treatment. The Commission is of the opinion that there is ample reason, other than a rate differential, for an expeditious grant of this application. Therefore, the Commission finds that the application for change of supplier is in the public interest and should be granted.

**IT IS THEREFORE ORDERED:**

1. That Mr. Loyal Larson may change the electric supplier to his property located at Route 1, Box 79, Goodman, Missouri 64843, from New Mac Electric Cooperative to The Empire District Electric Company.
2. That The Empire District Electric Company shall inform the Staff of the Public Service Commission when the change of electric supplier directed in Ordered Paragraph 1 is complete and Mr. Larson has become a customer of The Empire District Electric Company.
3. That the Commission Staff shall monitor the change of supplier and file a memorandum with the Commission when it is satisfied that the change of supplier has been successfully and safely accomplished.
4. That this order shall become effective on October 27, 1995.

(S E A L)

BY THE COMMISSION



David L. Rauch  
Executive Secretary

Mueller, Chm., Crumpton, and  
Drainer, CC., Concur.  
McClure and Kincheloe, CC., Absent.