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October 9, 2007

Ms. Colleen M. Dale, Secretary  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

Re: PSC Case No. EO-2008-0031

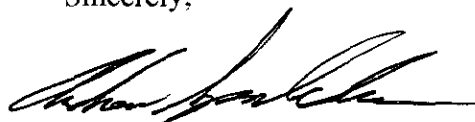
Dear Ms. Dale:

For filing in the above matter please find enclosed original and 8 copies of Cuivre River Electric Cooperative's Response to Order Directing Parties to Respond.

A copy of this filing has been mailed to all counsel of record.

Thank you for your attention.

Sincerely,



Andrew J. Sporleder

AJS:om

*Other Offices:*

Trenton, Missouri  
Springfield, Missouri  
Smithville, Missouri

VICTOR S. SCOTT (1966-2005)  
EUGENE E. ANDERECK (1923-2004)  
GREGORY C. STOCKARD (1904-1993)  
PHIL HAUCK (1924-1991)

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

<b>In the Matter of the Application of</b>	)	
<b>Wasatch Investments, LC, for Change</b>	)	<b>Case No. EO-2008-0031</b>
<b>Of Electric Supplier.</b>	)	

**CUIVRE RIVER ELECTRIC COOPERATIVE INC.'S RESPONSE  
TO ORDER DIRECTING PARTIES TO RESPOND**

COMES NOW Cuivre River Electric Cooperative Inc., ("Cuivre") by and through its attorneys of record Andereck, Evans, Milne, Widger, and Johnson, L.L.C., and for its Response to Order Directing Parties to Respond, states as follows:

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. Cuivre filed its Response to the Application on or about September 10, 2007 and therein indicated that it has in place the necessary facilities to provide service and thereby avoid wasteful duplication of facilities.
3. The "Staff Recommendation the Commission Issue Order to Show Cause" filed on September 14, 2007 contains one erroneous assertion by Staff: Cuivre is not currently and has not at any time in the past provided service, temporary or permanent, to Applicant.
4. Cuivre is in agreement with Staff's assertion that pursuant to §394.080.1(4) RSMo. 2000, Cuivre is not qualified to provide service within the city limits of O'Fallon, Missouri as the city is not a "rural area" as defined by §394.020(3) RSMo. 2000.
5. To Cuivre's knowledge, no exception to §394.080.1(4) is applicable in the instant matter.

6. In light of Staff's arguments raised on pages 2 through 5 of the "Staff Recommendation the Commission Issue Order to Show Cause" filed on September 14, 2007, Cuivre hereby retracts any prior requests regarding the merits of the Application and hereafter has no position regarding the merits of the Application or the disposition of same by the Commission.

**ANDERECK, EVANS, MILNE,  
WIDGER & JOHNSON, L.L.C.**

By 

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**ATTORNEYS FOR CUIVRE RIVER  
ELECTRIC COOPERATIVE, INC.**

**CERTIFICATE OF SERVICE**

The undersigned does hereby certify that a true and accurate copy of the foregoing was mailed, via U.S. Mail, postage prepaid, this 9<sup>th</sup> day of October, 2007 to:

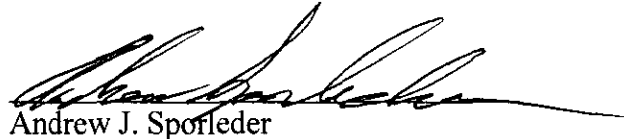
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