

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

In the Matter of the Application of The Empire District)
Electric Company and Ozark Electric Cooperative for)
Approval of a Written Territorial Agreement Designating)
the Boundaries of an Exclusive Service Area for Ozark) **Case No. EO-2008-0043**
within a Tract of Land in Greene County, Missouri and)
Associated Requests for Approval of a Transfer of)
Facilities and Change of Supplier.)

NOTICE OF RECUSAL

COMES NOW, JANET E. WHEELER, Personal Advisor to Commissioner Terry M. Jarrett of the Missouri Public Service Commission, and states the following:

1. I commenced employment with the Missouri Public Service Commission on November 15, 2007 as Personal Advisor to Commissioner Terry M. Jarrett.
2. Prior to my employment as Personal Advisor to Commissioner Terry M. Jarrett I was an Associate Attorney from February 11, 2002 until November 14, 2007 with the law firm of Brydon, Swearingen & England, P.C., in Jefferson City, Missouri.
3. Various attorneys of the law firm are currently participating in a variety of matters now pending before the Missouri Public Service Commission, to which I may or may not have personally and substantially participated as an Attorney while employed by the law firm.
4. As such, I have identified this case as a matter in which attorneys from Brydon, Swearingen & England, P.C. are involved, and as such, other than this response, I will have no involvement, participation or contact with Commissioner Jarrett, any other commissioner, regulatory law judge or employee of the Commission in the aforesaid case.

5. Further, no *ex parte* communication, as set out in 4 CSR 240-4.020 has occurred in the above captioned matter between me, Commissioner Jarrett, any other commissioner, regulatory law judge or employee of the Commission.

Respectfully Submitted,



Janet E. Wheeler Mo. Bar. #52582
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Dated in Jefferson City, Missouri,
on this 30th day of November, 2007.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day, November 30, 2007, served the foregoing Notice of Recusal by U.S. Mail, First Class delivery to all parties by their attorneys of record as provided by the Secretary of the Public Service Commission.



Janet E. Wheeler