

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Gary Hudlemeyer)
For Change of Electric Supplier)

Case No. EO-2002-1105

ORDER GRANTING CHANGE OF ELECTRIC SERVICE PROVIDER

On June 4, 2002, Gary Hudlemeyer moved the Commission to change his electric service provider from Aquila, Inc. to Platte/Clay Electric Cooperative. Mr. Hudlemeyer's new home is within the City of Smithville, which Aquila serves. That new home, however, is much closer to Platte/Clay's equipment than to Aquila's equipment.

Because Aquila's equipment is so far away, Aquila states that it would cost approximately \$20,000 to serve Mr. Hudlemeyer's new home. Aquila further states that Mr. Hudlemeyer would have to pay some of that cost. Both Aquila and Platte/Clay stated that they agree to Mr. Hudlemeyer's request. On June 18, 2002, Staff recommended that the Commission approve Mr. Hudlemeyer's request.

No requests for intervention have been received and no party has requested a hearing. The requirement for a hearing is met when the opportunity for hearing has been provided and no proper party has requested the opportunity to present evidence. Since no one has requested a hearing, the Commission may grant the relief requested based on the verified application.^[1]

Section 393.106, RSMo 2000, gives the Commission authority to order a change of suppliers on the basis that it is in the public interest for a reason other than a rate differential. The Commission has reviewed the pleadings and verified statements and finds that it should approve Mr. Hudlemeyer's request.

IT IS THEREFORE ORDERED:

1. That the Application for Change of Electric Service Provider from Aquila, Inc.

to Platte/Clay Electric Cooperative is granted.

2. That this order shall become effective on June 30, 2002.
3. That this case may be closed on July 1, 2002.

BY THE COMMISSION

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Ronald D. Pridgin, Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 20th day of June, 2002.

[1] *State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission*, 776 S.W.2d 494, 496 (Mo. App., W.D. 1989).