

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

In the Matter of the Application of the City )  
of Farmington for a Change of Electric )  
Supplier from Union Electric Company d/b/a )  
Ameren Missouri to City of Farmington )  
Light & Water )

**File No. EO-2018-0058**

**ORDER GRANTING WAIVER OF 60-DAY NOTICE REQUIREMENT**

Issue Date: September 21, 2017

Effective Date: September 21, 2017

On August 28, 2017, the City of Farmington, Missouri, (“City”) filed an application with the Missouri Public Service Commission (“Commission”) requesting that its electric supplier be changed from Union Electric Company d/b/a Ameren Missouri to the City of Farmington Light & Water. On August 30, 2017, the Commission issued a *Notice of Deficiency and Order Directing Filing*, directing the City to file an amended application to cure two deficiencies, which included the City’s failure to file a notice of its intent to file that application along with a request for waiver of the 60-day notice requirement of Commission Rule 4 CSR 240-4.017(1).

That rule requires that any person intending to file a case before the Commission file a notice of their intent at least 60 days before filing the case. The required notice must describe the type of case to be filed and the issues likely to be brought before the Commission. It must also summarize any contacts between the filing party and the office of the Commission within the previous 90 days. Section 4 CSR 240-4.017(4) allows the Commission to waive the 60-day notice requirement for good cause.

On September 8, 2017, the City filed a request for waiver of the rule. The City asserts that good cause for its failure to comply with the 60-day notice requirement exists because it has provided a verified declaration that the City has not had any communications with the office of the Commission about any substantive issue regarding its application in the preceding 150 days.

Ten days have elapsed and no party has objected to the request for waiver.<sup>1</sup> The Commission concludes that the City has demonstrated good cause for its failure to file a 60-day notice, and the Commission will grant the requested waiver.

**THE COMMISSION ORDERS THAT:**

1. The City of Farmington, Missouri's request for waiver of the 60-day notice requirement of 4 CSR 240-4.017(1) is granted.
2. This order shall be effective when issued.



**BY THE COMMISSION**

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff  
Secretary

Michael Bushmann, Senior Regulatory  
Law Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2016.

Dated at Jefferson City, Missouri,  
on this 21<sup>st</sup> day of September, 2017.

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<sup>1</sup> Commission rule 4 CSR 240-2.080(13) provides that parties shall be allowed ten days from the date of filing in which to respond to any pleading unless otherwise ordered by the Commission.