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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS
Prehearing Conference
October 13, 2004
Jefferson City, Missouri
Volume 1

In the Matter of an Investigation)
Into Public Utility Emergency) Case No. AO-2002-0202
Preparedness)

VICKY RUTH, Presiding,
SENIOR REGULATORY LAW JUDGE.

REPORTED BY:

KELLENE K. FEDDERSEN, CSR, RPR, CCR
MIDWEST LITIGATION SERVICES

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APPEARANCES:

LERA L. SHEMWELL, Senior Counsel
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Jefferson City, MO 65102
(573)751-3234

FOR: Staff of the Missouri Public
Service commission.

1 P R O C E E D I N G S

2 JUDGE RUTH: Good afternoon. My name is
3 Vicky Ruth, and I'm the Regulatory Law Judge assigned to
4 this case. Today is Wednesday, October 13, 2004, and it
5 is a few minutes after 2 p.m. We are here for a
6 prehearing conference in AO-2002-0202, in the matter of an
7 investigation into public utility emergency preparedness.

8 Let's begin with entries of appearance.
9 Staff?

10 MS. SHEMWELL: Thank you. Lera Shemwell
11 representing the Staff of the Missouri Public Service
12 Commission, Post Office Box 360, Jefferson City, Missouri
13 65102.

14 JUDGE RUTH: Okay. For the record, I'll
15 note that the Office of the Public Counsel is not present,
16 nor is Galt Municipal Utilities.

17 Okay. I have a preliminary matter that I
18 want to address. There was a scrivener's error in the
19 attachments to the September 23rd Order Dismissing
20 Parties. Seven parties were inadvertently left off of
21 Attachment A, which listed the water and sewer companies.
22 These seven parties that should have been dismissed are
23 Lake Hannibal Sewer Corporation, Mill Creek Sewers, Moore
24 Bend Water Company, Roy-L Utilities, Suburban Water and
25 Sewer, the Willows Utility Company, and Woodland Heights

1 Utilities. These seven parties are also dismissed from
2 the case, and a Notice will go out tomorrow just
3 confirming this.

4 Now, today's prehearing conference was
5 scheduled to facilitate the completion of the emergency
6 preparedness survey by the one remaining entity. That's
7 Galt Municipal Utilities. Unfortunately, Galt has chosen
8 not to appear. Therefore, it will not be possible, Staff,
9 for you to use this opportunity to work with Galt to
10 complete that survey.

11 The Commission will follow up today's
12 prehearing conference possibly with an Order, Staff,
13 directing what your next action should be, but that Order
14 would not come out until after an agenda session where the
15 Commission can discuss this matter.

16 Staff, do you have any other issues that
17 need to be taken up at this time?

18 MS. SHEMWELL: I don't think we have any
19 other issues. I just wanted to mention that Galt seems to
20 have a very part-time staff. Dawn Hake from the Staff has
21 spoken with a gentleman up there who -- our impression was
22 he was a maintenance man. Is that right? So they don't
23 really have any full-time administrative staff to our
24 understanding. So it's difficult for us to reach them.
25 We're not sure who is actually getting the service, but we

1 have made our best effort to reach them, and we would be
2 happy to continue to work with them.

3 I have a question, though. If they are
4 just resellers, would that be helpful information?

5 JUDGE RUTH: Well, it was my understanding
6 that Staff has recommended that quite a few companies be
7 dismissed because they were resellers only. I did not
8 think it was clear on the record that this company was
9 only a reseller.

10 If that's the case, Staff may wish to file
11 something clarifying that, indicating whether it's their
12 recommendation that the company be dismissed like other
13 resellers have been dismissed.

14 MS. SHEMWELL: And I'm not sure that we're
15 certain, but we'll try to determine that and make a
16 pleading. So we'll follow up on that and see if we can
17 contact someone and try to make that determination.
18 You're right, we have been able to determine that with
19 quite a few other companies, and we will make additional
20 efforts to determine that for Galt. Thank you.

21 JUDGE RUTH: All right. Then I don't
22 believe there are any other matters that need to be
23 addressed at this time, so it will conclude the
24 on-the-record prehearing conference. I assume that you
25 won't need the room, and I'll go ahead and tell the

1 receptionist to lock up in just a moment.

2 Thank you.

3 WHEREUPON, the recorded portion of the
4 prehearing conference was concluded.

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