

**MILL CREEK RESPONSE TO COMMISSION
REQUEST FOR ACCEPTANCE OF A FINANCIAL RECEIVER**

COMES NOW Mill Creek Sewers, Inc., (Company) by and through Counsel and states as follows:

- 773423.DOC


5. On April 1, the Commission issued its *Order Further Suspending Tariff and Setting Prehearing Conference*. This Order further suspended the tariff to October 12, 2005.

6. On September 9, 2005, the Commission Staff filed its *Supplemental Recommendation for Approval of Tariff Revisions*.

7. On September 15, 2005 the Commission discussed the Company's rate increase request in its Agenda meeting and asked Company's attorneys to notify the Commission if Company would be willing to agree to having a financial receiver appointed.

8. Company states that it is willing to agree to a financial receivership subject to its review of and agreement to the terms and conditions of said receivership and an acceptable resolution of pending matters with or on behalf of the Missouri Department of Natural Resources and the Missouri Attorney General.

WHEREFORE the Company respectfully submits this *Response to the Commission's Request for Acceptance of a Financial Receiver* for the Commission's information.

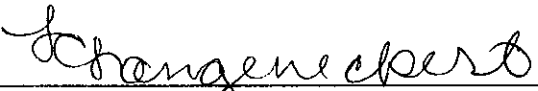


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CERTIFICATE OF SERVICE

Pursuant to 4 CSR 240-2.080 of the Commission's Rules of Practice and Procedure, I hereby certify that I have this 19th day of September, 2005 caused a copy of the foregoing to be served on all persons on the official service list in Case No. SR-2005-0116.



Lisa C. Langeneckert