

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

In the Matter of the Application of KMB            )  
Utility Corporation for a Sewer Rate Increase    )

Case No. SR-2010-0346

**MOTION FOR EXTENSION OF TIME TO FILE**  
**A DISPOSITION AGREEMENT**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, and for its Motion for Extension of Time to File a Disposition Agreement ("Motion") states as follows:

1. On May 21, 2010, the Missouri Public Service Commission ("Commission") received a Rate Increase Request Letter ("Request Letter") from KMB Utility Corporation ("KMB" or "the Company") pursuant to the Small Utility Rate Case Procedure ("Small Company Procedure").

2. In its Request Letter, KMB requested Commission approval of an increase of \$12,100 in its annual sewer system operating revenues pursuant to Commission Rule 4 CSR 240-3.050 (2).

3. The Small Company Procedure provides, in pertinent part, as follows:

(11) No later than one hundred fifty (150) days after a case is opened, the staff shall file a disposition agreement between at least the staff and the utility providing for a full or partial resolution of the utility's revenue increase request. At any time prior to the filing of the disposition agreement, the assigned regulatory law judge may be called upon to meet with the participants and mediate discussions to assist them in reaching at least a partial agreement. If the disposition agreement filed by the staff provides for only partial resolution of the utility's request, it may contain provisions whereby the signatories request that the assigned regulatory law judge initiate an arbitration procedure regarding unresolved issues identified in the agreement.

4. The Small Company Procedure also provides, in pertinent part, as follows:

(12) The staff and the small utility may agree that the deadlines set out in sections (9), (10) and (11) be extended for up to two (2) months. If an extension is agreed upon, the staff shall file a written agreement regarding the extension and an updated timeline reflecting the extension in the case file.

5. KMB recently discovered that guide rails in the lift station at the Cape Rock Village location need to be replaced immediately. KMB received two bids and accepted one and has signed a contract to have this work performed in the near future. The installation of this major investment should be part of this case.

6. KMB and Staff agree that a sixty (60) day extension is appropriate pursuant to Commission Rule 3.050 (12).

**WHEREFORE**, Staff respectfully submits this Motion for Extension of Time to File a Disposition Agreement and requests the Commission grant KMB and Staff sixty (60) days in which to file with the Commission a Notice of Disposition Agreement between Staff and KMB.

Respectfully submitted,

**/s/ RACHEL M. LEWIS**

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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 18th day of October, 2010.

**/s/ RACHEL M. LEWIS**