

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

In the Matter of the Application of Innsbrook)
Utilities, LLC for a Certificate of Convenience)
and Necessity Authorizing it to Own, Operate,)
Control, Manage, Improve, and Maintain a)
Water and Sewer System for the Public,)
Located in an Incorporated area of Warren)
County, Missouri.)

Case No. WA-2008-0018

In the Matter of the Application of Innsbrook)
Utilities, LLC for a Certificate of Convenience)
and Necessity Authorizing it to Own, Operate,)
Control, Manage, Improve, and Maintain a)
Water and **Sewer** System for the Public,)
Located in an Incorporated Area of Warren)
County, Missouri.)

Case No. SA-2008-0020

STATUS REPORT
REGARDING RECOMMENDATION FILING
AND MOTION TO CONSOLIDATE CASES

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through counsel, and for its Status Report Regarding Recommendation Filing and Motion to Consolidate Cases ("Report and Motion") states the following to the Missouri Public Service Commission (Commission).

BACKGROUND

1. On July 17, 2007 (unless noted otherwise, all dates herein refer to the year 2007), the Presiding Regulatory Law Judge ("Presiding RLJ") for the instant cases issued orders by delegation, wherein, among other things, he established August 6 as the deadline for the submission of intervention requests for the cases.

2. No requests to intervene in this case were submitted by the established deadline, nor have any such requests been submitted since.

3. On August 7, the Presiding RLJ issued orders by delegation wherein he directed the Staff to file a pleading stating when the Staff anticipates filing its recommendations in these cases.

RECOMMENDATION FILING

4. In the Application that resulted in the creation of these cases, the applicant, Innsbrook Utilities, L.L.C. ("Innsbrook") stated that the feasibility study required by the Commission's rules would be late-filed as a supplement to the Application.

5. As of the filing of this Report and Motion, Innsbrook has not yet filed the required feasibility study. As a result, the Staff is unable to complete its analysis of the Application and cannot file its recommendation.

6. In response to the August 7 order, the Staff states that it anticipates it will be able to file its recommendation regarding the Application within sixty (60) days after Innsbrook files its feasibility study.

MOTION TO CONSOLIDATE

7. Commission Rule 4 CSR 240-2.110(3) allows the Commission to consolidate pending actions that involve related questions of law or fact. The issues in Case No. WA-2008-0018 and Case No. SA-2008-0020 are clearly related. Keeping the cases separate would not provide any benefit, and would, in fact, require duplicate filings of every pleading and order.

8. Based on the above, the Staff requests that the instant cases be consolidated for all purposes. Further, the Staff requests that Case No. WA-2008-0018 be designated as the lead case, and that all pleadings filed in the consolidated case hereafter be filed in Case No. WA-2008-0018.

WHEREFORE, the Staff respectfully submits this Report and Motion for the Commission's information and consideration.

Respectfully Submitted,

/s/ **Keith R. Krueger**

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this Report and Motion have been provided, either by first-class mail, by electronic mail, by facsimile transmission or by hand-delivery, to each attorney and/or party of record for these cases on this 13th day of August 2007.

/s/ **Keith R. Krueger**