

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

In the Matter of Rex Deffenderfer )  
Enterprises, Inc. Request for a Increase in )  
Annual Water System Operating ) File No. WR-2011-0056  
Revenues )

**JOINT MOTION TO ESTABLISH PROCEDURAL SCHEDULE**

COMES NOW, the Staff of the Missouri Public Service Commission (Staff) and the Office of the Public Counsel (Public Counsel or OPC), as directed by order of the Commission, and respectfully requests that the Commission establish the following proposed procedural schedule in this matter. In support of this request, Staff and OPC state the following:

1. On January 28, 2011, Staff submitted its *Notice of Amended Company/Staff Partial Agreement Regarding Disposition of Small Water Company Revenue Increase Request* (Amended Partial Disposition Agreement). In the Amended Partial Disposition Agreement, Staff and the Company identified payroll, payroll taxes, employee benefits and the effect of these items on income tax as issues it wished to have resolved through arbitration.

2. On February 8, 2011, OPC filed its *Response to Amended Company/Staff Partial Agreement and Request for Local Public Hearing*. OPC stated that it opposed the Amended Company/Staff Partial Agreement and identified issues in support of this position. OPC agreed to participate in arbitration as long as the Commission determined that OPC's issues of depreciation expense and reallocation of deprecation reserve would be included in the list of issues to be arbitrated.

3. Staff has coordinated the following proposed dates with the Rex Deffenderfer Enterprises (RDE or Company).

4. Staff, with the consent of the Company, and OPC propose the following

procedural schedule to proceed to arbitration:

March 8, 2011	Joint Statement of Issues
March 10, 2011	Position Statements from Staff, OPC and Company
March 23, 2011	Local Public Hearing (Nixa, MO)
April 7 - 8, 2011	Arbitration (Jefferson City, MO)

WHEREFORE, Staff and OPC request the Commission establish the proposed procedural schedule detailed in this filing.

Respectfully submitted,

**/s/ Samuel D. Ritchie**

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**ATTORNEY FOR THE OFFICE OF THE  
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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 14<sup>th</sup> day of February, 2011.

**/s/ Samuel D. Ritchie**