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February 6, 2000

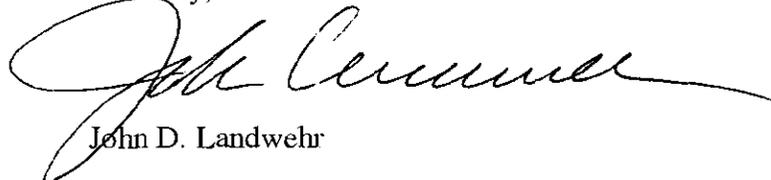
Mr. Dale Hardy Roberts
Executive Secretary
Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Re: Lake Region Water & Sewer Company
Case No. SA-2000-295

Mr. Roberts:

Enclosed for filing in the above matter please find an original and fourteen copies of an Application to Intervene and Request for Leave to File Same out of Time on behalf of The Willows Condo Owner's Association, Inc.

Sincerely,



John D. Landwehr

JDL/db

Enclosures

cc: Gary W. Duffy
Office of Public Counsel

FILED²
MAR 06 2000
Missouri Public
Service Commission

FILED²

MAR 06 2000

Missouri Public Service Commission

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the matter of the application of Lake)
Region Water & Sewer Company for a)
certificate of public convenience and)
necessity authorizing it to construct,)
install, own, operate, control, manage)
and maintain a centralized sewage)
collection and treatment system in an area)
in an unincorporated area of Camden)
County, Missouri, as an expansion of its)
existing certificated area.)

Case No. SA-2000-295

APPLICATION TO INTERVENE
AND
REQUEST FOR LEAVE TO FILE SAME OUT OF TIME

Comes now Intervenor The Willows Condo Owners' Assoc., Inc. ("Intervenor"), by and through counsel, and states that:

1. Notices, orders and other communications with respect to the above matter and this application should be sent to:

David L. Duenkel
The Willows Condo Owners' Assoc., Inc.
P.O. Box 520
Lake Ozark, MO 65049-0520

John D. Landwehr
Cook, Vetter, Doerhoff & Landwehr, P.C.
231 Madison Street
Jefferson City, MO 65101

2. Intervenor is a Missouri not-for-profit corporation in good standing whose principal business activity is to serve the facility needs of a total of fifty-eight (58) condominium owners located within Applicant's proposed service area. Such needs include, without limitation, the

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operation and maintenance of private sewer treatment facilities presently functioning with the approval of the Missouri Department of Natural Resources ("DNR") and within the compliance standards of that Department..

3. Applicant's proposal "will allow for the elimination of a number of on site treatment facilities and a number of state approved treatment plants that discharge into the Lake of the Ozarks."¹

4. Applicant's proposal does not clearly state how existing treatment facilities, including those presently owned and operated by Intervenor, would be treated in respect to mandatory participation or assessments irrespective of participation. Intervenor cannot state at this time whether it supports or opposes the proposed service due to the foregoing ambiguity.

5. Mandatory participation and/or elimination of the treatment facilities of Intervenor would constitute a very substantial waste of capital investments by Intervenor. Assessments irrespective of participation would constitute gross inequity.

6. Intervenor's permit from the Department of Natural Resources requires Intervenor to be serviced by an area wide sewer system when such a system becomes available. Therefore, even if Applicant has no present intention to serve Intervenor, Intervenor could be forced to do business with Applicant by virtue of DNR's permit requirement.

7. Intervenor's interest in this case is different from that of the general public and such interest cannot be adequately represented by present parties to the case.

8. Intervenor first learned of the filing of the Application on or about March 1, 2000. Intervenor promptly retained counsel and is now seeking intervention. No evidence has been heard

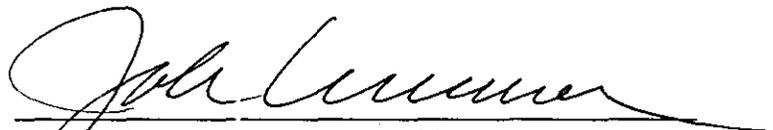
¹See Appendix D, Page 2, Introduction.

in the case. Intervenor acknowledges that a prehearing conference has been set for March 13, 2000 and that the parties will be obligated to submit a proposed procedural schedule by March 23, 2000. Intervenor will comply with those scheduled requirements and will not seek a continuance based on late involvement in the case. To the best of Intervenor's knowledge, no discovery has been commenced by any party. Therefore, allowing this intervention out of time will not prejudice Applicant, the Commission, or any other party. To the contrary, such intervention will allow for a more complete analysis of the application and its effect on the public and other interested parties.

9. Intervenor anticipates offering one witness to testify in opposition to the requested authority unless it is established that Intervenor will not be adversely affected by the grant of authority. It is possible that Intervenor will not object to the requested authority and will offer no evidence at all.

WHEREFORE, Intervenor asks that leave be granted to file this request out of time and that it be made a party as requested herein.

Respectfully submitted,



John D. Landwehr #29587
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231 Madison Street
Jefferson City, MO 65101
(573) 635-7977
(573) 635-7414 (facsimile)

Attorneys for Intervenor

Certificate of Service

I, the undersigned, do hereby certify that a copy of the foregoing document was served upon Applicant via prepaid United States mail this 6th of March, 2000, by mailing a true copy thereof to Gary W. Duffy, Brydon, Swearingen & England P.C., P.O. Box 456, Jefferson City, MO 65102-0456, Attorneys for Applicant. A copy was also served upon the following: Office of the Public Counsel, P.O. Box 7800, Jefferson City, MO 65102; General Counsel, Missouri Public Service Commission, P.O. Box 360, Jefferson City, MO 65102; and John W. Ellinger, 708 East McCarty Street, Jefferson City, MO 65101.



John D. Landwehr