



PAUL S. DEFORD  
(816) 460-5827  
EMAIL: PDEFORD@LATHROPGAGE.COM  
WWW.LATHROPGAGE.COM

SUITE 2800  
2345 GRAND BOULEVARD  
KANSAS CITY, MISSOURI 64108-2612  
(816) 292-2000, FAX (816) 292-2001

January 15, 2002

**FILED<sup>2</sup>**  
JAN 15 2002  
Missouri Public  
Service Commission

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
PO Box 360  
Jefferson City, MO 65101

**RE: In the Matter of the Application of Environmental Utilities, LLC,  
for Permission, Approval and a Certificate of Convenience and  
Necessity Authorizing It to Construct, Install, Own, Operate,  
Control, Manage and Maintain a Water System for The Public  
Located in Unincorporated Portions of Camden County,  
Missouri (Golden Glade Subdivision), Case No. WA-2002-65**

Dear Judge Roberts:


Enclosed for filing with the Commission is an original and eight (8) copies of the following:

**Motion to Establish Local Public Hearing**

Thank you for your attention to this matter.

Very truly yours,

LATHROP & GAGE L.C.

By:   
Paul S. DeFord

PDF/sk  
Enclosures  
cc: All parties of record

11145.2

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

**FILED<sup>2</sup>**  
JAN 15 2002  
Missouri Public  
Service Commission

In the Matter of the Application of Environmental )  
Utilities, LLC, for Permission, Approval, and a )  
Certificate of Convenience and Necessity )  
Authorizing It to Construct, Install, Own, Operate )  
Control, Manage and Maintain a Water System for )  
The Public Located in Unincorporated Portions of )  
Camden County, Missouri (Golden Glade )  
Subdivision )

Case No. WA-2002-65

**MOTION TO ESTABLISH LOCAL PUBLIC HEARING**

COME NOW the Homeowners Associations of Harbour Ridge and Eagle Woods (Homeowners Associations) and for their Motion to Establish Local Public Hearing state as follows:

1. The Homeowners Associations of Harbour Ridge and Eagle Woods are comprised of property owners of the Harbour Ridge and Eagle Woods subdivisions in an unincorporated area near the City of Osage Beach, Missouri. Neither of the Associations or any of their individual members are parties to the above-captioned matter. The Associations and their members, however, may be directly and potentially adversely affected by the Commission's disposition of this case.

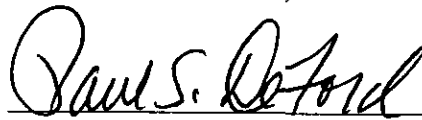
2. The Homeowners Associations support the proposition that there is a critical public need for water service in the developing unincorporated area near Osage Beach. The proposal of Environmental Utilities, LLC (Applicant) in this case, however, is inadequate because it fails to encompass and offer services throughout the entire watershed. A number of residents and potential customers would be left without safe and adequate water service if the Application were granted. Based upon prior experience with the Owner and Operator of Applicant, the Homeowners Associations have no confidence in commitments or promises of future expansion of services.

3. Homeowners Associations understand and accept that the evidentiary hearing in this case has concluded. Homeowners Associations, nonetheless, believe that the public interest would be best served by holding a local public hearing to allow potentially affected Missouri citizens to be heard concerning the public interest in granting the instant Application. In making this request, Homeowners Associations in no way seek to delay or interfere with the procedural schedule previously established in this matter.

WHEREFORE, for all of the foregoing reasons, the Homeowners Associations of Harbour Ridge and Eagle Woods Subdivisions request that the Commission schedule a local public hearing in or near the City of Osage Beach, Missouri, so that members of the general public can express their concerns, opposition or support for the pending Application.

Respectfully submitted,

LATHROP & GAGE, L.C.



Paul S. DeFord #29509  
2345 Grand Boulevard  
Suite 2800  
Kansas City, MO 64108  
Phone: (816) 292-2000  
FAX: (816) 292-2001  
E-mail: [pdeford@lathropgage.com](mailto:pdeford@lathropgage.com)

David A. Shorr #41283  
326 E. Capitol Avenue  
Jefferson City, MO 65101  
Phone: (573) 893-4336  
FAX: (573) 893-5398  
E-Mail: [dshorr@lathropgage.com](mailto:dshorr@lathropgage.com)

ATTORNEYS FOR HARBOUR RIDGE &  
EAGLE WOODS HOMEOWNERS  
ASSOCIATIONS

**CERTIFICATE OF SERVICE**

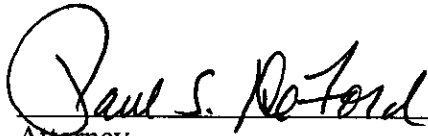
I hereby certify that copies of the foregoing document were served to the following by first class mail or hand-delivery on this 15th day of January, 2002:

Office of General Counsel  
Missouri Public Service Commission  
Governor Office Building  
200 Madison Street  
Jefferson City, Missouri 65101

Office of Public Counsel  
Missouri Public Service Commission  
Governor Office Building  
200 Madison Street  
Jefferson City, Missouri 65101

Environmental Utilities, LLC  
Gregory D. Williams  
Highway 5 at Lake Road  
Sunrise Beach, MO 65079

Thomas E. Loraine  
Suite 300  
4075 Hwy 54  
Osage Beach, MO 65079

  
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Attorney