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ALSO ADMITTED IN \*\*OREGON

ALSO ADMITTED IN \*\*\*TEXAS

April 11, 2001

PERSONAL AND CONFIDENTIAL

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Public Service Commission
State of Missouri
200 Madison Street
Governor's Office Building
Jefferson City, MO 65101

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Adjudication Division

RE: Case No. SM-2000-608 565

Dear Mr. Roberts:

Enclosed herewith is an original and eight (8) copies of a Motion by Applicant, Ozark Water and Wastewater Management Co., Inc. to modify the procedural schedule in the above noted case.

As indicated in the Motion, none of the parties before the Commission in this proceeding has any objection to the granting of the Motion.

Yours trally,

Don G. Busch

DGB:sg Enclosures

cc: Ms. Deborah Neff (w/enclosure)

Ms. M. Ruth O'Neill (w/enclosure)

Mr. Cliff Snodgrass (w/enclosure)

Mr. Rodric A. Widger (w/enclosure)

Mr. William G. Todd (w/enclosure)

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FILED

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

APR 1 6 2001

		Missouri Public Se <b>rvice Commissio</b> n
In the Matter of the Application of Ozark Water	)	Service Commission
and Wastewater Management Co., Inc. to Sell	)	
and Transfer Its Franchise, Treatment Plant and	)	5 M
Substantially All Its Assets to Northern Christian	)	Case No. WM-2000-608
County Regional Wastewater Facility, Inc. (a Non	)	
Profit Sewer Corporation Under 393.825, RSMo)	)	

## **MOTION TO MODIFY PROCEDURAL SCHEDULE**

COMES NOW, Ozark Water & Wastewater Management Co., Inc. (OWWM), and respectfully states the following to the Missouri Public Service Commission (the Commission):

- 1. By Order effective March 25, 2001, the Commission issued its Order Granting Motion to Modify Procedural Schedule and establishing in this cause a new procedural schedule.
- 2. The Commission's action establishing a new procedural schedule was as the result of a previous Motion by this party to do so in order to give all of the parties more time to discuss recent developments concerning major issues in the matter before the Commission. Since the Commission's granting of the additional time to meet its procedural schedule, the major parties in this matter have met with representatives in Jefferson City at the office of the Attorney General and agreed that it would be desirable for further meetings to be held. Some of those meetings have already occurred, others are scheduled and yet to occur. The last meeting scheduled by the parties, at which it was intended they would all review the issues to see if it appears that they have been possibly resolved between the parties, is scheduled for the 22nd day of May and will include the Intervenor, the Applicant,

representatives of the Office of Public Counsel, representatives of the Public Service Commission and representatives of the Department of Natural Resources.

3. Given the fact that there are still, and will be for several days, developments occurring which might lead to a possible settlement of this case, OWWM submits that an additional delay in the procedural schedule is warranted, as much as the present procedural schedule would require direct testimony by the Applicant on May 15. The staff of the Missouri Public Service Commission, the Office of Public Counsel, the Missouri Department of Natural Resources and Familia Limited Partnership d/b/a English Village Mobile Home Community do not oppose this Motion, but no one is suggesting the Commission cancel the procedural schedule at this point.

WHEREFORE, OWWM, moves the Commission to delay the procedural schedule once more in this case and move all of the currently scheduled dates by approximately sixty (60) days from the dates now set, or as otherwise as may accommodate the Commission's schedule.

Respectfully Submitted,

Don G. Busch

/MO Bar No. 16510

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Attorney for Ozark Water &

Wastewater Management Co., Inc.

SLG\611401MT.MPS April 11, 2001

# **CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 11th day of April, 2001.

Don G. Busch

SLG\611401MT.MPS April 11, 2001

### Service List for Case No. WM-2000-608

Deborah Neff Assistant Attorney General P.O. Box 899 Jefferson City, MO 65102 M. Ruth O'Neill Assistant Public Counsel P.O. Box 7800 Jefferson City, MO 65102

Cliff Snodgrass Senior Counsel Missouri Public Service Commission P.O. Box 360 Jefferson City, MO 65102 Rodric A. Widger Andereck, Evans, Milne, Peace & Johnson 1111 S. Glenstone P.O. Box 4929 Springfield, MO 65808-4929

William G. Todd P.O. Box 2219 722 W. Center Circle Nixa, MO 65714

SLG\611401MT.MPS April 11, 2001