

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

In the Matter of Request for Increase in Annual Sewer System Operating Revenues by R.D. Sewer Company, LLC)))	<u>File No. SR-2012-0263</u>
In the Matter of a Rate Increase for Lakeland Heights Water Company, Inc.))	<u>File No. WR-2012-0266</u>
In the Matter of the Rate Increase for Oakbrier Water Company, Inc.))	<u>File No. WR-2012-0267</u>

**MOTION FOR EXPEDITED CONSIDERATION AND APPROVAL
OF TARIFF SHEETS FILED ON LESS THAN THIRTY DAYS NOTICE**

COMES NOW the Staff (“Staff”) of the Missouri Public Service Commission (“Commission”), by and through counsel, and respectfully states:

1. On January 31, 2012,¹ R.D. Sewer Co., L.L.C., Lakeland Heights Water Co., Inc., and Oakbrier Water Company, Inc. (collectively, “the Companies”) initiated small company rate increase actions pursuant to Commission Rule 4 CSR 240-3.050.²
2. On August 28, the Staff and the Companies filed Disposition Agreements that included comprehensive accounting schedules, a review of customer service and business operation and example tariffs designed to implement the agreed-upon revenue requirements.
3. The Office of the Public Counsel (“Public Counsel”) did not join in the Agreements. On October 4, Public Counsel filed motions requesting the Commission to suspend the tariffs and schedule local public hearings, which were held on October 29 and 30.
4. After productive negotiations, the parties moved on November 14 to stay the evidentiary hearing set in this case. The Commission granted the motion the same day.

¹ All dates are in 2012, unless otherwise noted.

² All the Companies have the same owner.

5. All parties subsequently reached unanimous agreements regarding disposition of the rate increase requests for each of the Companies (“Unanimous Agreements”), which are being filed in each of these matters today under separate filings, pursuant to 4 CSR 240-3.050(13).

6. The Unanimous Agreements provide for the Companies’ tariff sheets to become effective December 14, 2012, which is less than the 30 days required by statute and Commission Rule.³ The parties hereby request a waiver of the 30-day requirement.

7. Section 393.140(11) RSMo provides that “The commission for good cause shown may allow changes without requiring the thirty days’ notice under such conditions as it may prescribe.” For good cause, Staff states that all parties have agreed that the Companies require the revenue increases as stated in the Unanimous Agreement in order for the Companies’ rates to be just and reasonable, and the parties have all agreed to the early effective date of December 14, 2012.

8. The owner of the Companies and counsel for Public Counsel do not object to Staff making this request.

WHEREFORE, Staff requests an order from the Commission granting the parties a variance from Rule 4 CSR 240-3.050(13), and granting the motion for expedited consideration and approval of tariff sheets filed on less than thirty days’ notice.

³ Section 393.140(11) RSMo, Rule 4 CSR 240-3.050(13).

Respectfully Submitted,

**STAFF OF THE MISSOURI
PUBLIC SERVICE COMMISSION**

/s/ John D. Borgmeyer

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CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing were served electronically to all counsel of record this 27th day of November, 2012.

/s/ John D. Borgmeyer