

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

In the Matter of a Requested Rate Increase for)
Annual Sewer Operating Revenues by Hickory) File No. SR-2014-0166
Hills Water & Sewer.)

In the Matter of a Requested Rate Increase for)
Annual Water Operating Revenues by Hickory) File No. WR-2014-0167
Hills Water & Sewer.)

**THE OFFICE OF THE PUBLIC COUNSEL’S UPDATE TO
MOTION TO COMPEL DISCOVERY**

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Update to Motion to Compel Discovery states as follows:

1. On January 17, 2014, Public Counsel filed a Motion to Compel Discovery asking the Missouri Public Service Commission (Commission) to compel Hickory Hills Water & Sewer Company, Inc. (Hickory Hills) to fully and completely respond to data requests Public Counsel sent to Hickory Hills on December 6, 2013, which are significantly overdue.
2. On January 21, 2014, the Commission issued an order requiring Hickory Hills Water & Sewer Company, Inc. to respond to Public Counsel’s motion no later than January 23, 2014. The Order also stated that any other party may file a response to Public Counsel’s motion by that same date.
3. On January 22, 2014, Public Counsel received a letter (See Attached) from Hickory Hills via email which purported to respond to Public Counsel’s data requests. While the letter does provide at least a cursory response to many of Public Counsel’s data requests, several of the responses say merely “attached” or “see attached.” The letter also indicates that enclosures were

intended to go along with the letter. However, no attachments were provided. An email from the below signed attorney to Mr. Cover asking if the attachments had been mistakenly omitted went unanswered.

4. Therefore, as an update to its Motion to Compel, Public Counsel now informs the Commission that Hickory Hills has provided a response to many of its data requests. However, without the stated attachments, Public Counsel continues to have no response to its December 6, 2013, data request numbers 1101, 1107, 1109, 1122, 1123, 1124, 1125 and 1126. Public Counsel renews its Motion to Compel Discovery as to these unanswered data requests.

WHEREFORE, the Office of the Public Counsel offers this update and respectfully requests that the Commission issue an Order to Compel Responses to Public Counsel's December 6, 2013, unanswered data requests, in full and completely, within seven (7) days of an order by the Commission or as soon as practicable, and for such other and additional relief that is necessary and proper.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

/s/ Christina L. Baker

By: _____

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 23rd day of January 2014:

General Counsel Office
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Hickory Hills Water & Sewer Company, Inc.
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/s/ Christina L. Baker

COVER & WEAVER, LLC

ATTORNEYS AT LAW

GARY V. COVER

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LEGAL ASSISTANTS

Robin E. Wells Office Manager

Denise A. Cover

Debbie A. Moose

January 21, 2014

Keri Roth
Public Utility Accountant I
Office of the Public Counsel
200 Madison Street, Suite 650
Jefferson City, MO 65102

Via email: keri.roth@ded.mo.gov

RE: **Hickory Hills Water & Sewer Company, Inc.**
Case Nos.: WR-2014-0167 & SR-2014-0166

Dear Ms. Roth:

Per your request, please find enclosed the following documents for Case WR-2014-0167 and Case SR-2014-0166:

- 1100) None exist.
- 1101) Attached.
- 1102) None exist.
- 1103) None.
- 1104) None.
- 1105) None.
- 1106) None.
- 1107) i. Unknown; ii. Unknown; iii. None; iv. First National Bank, balance due \$19,257.69; v. Attached is copy of First National Bank Note.
- 1108) None.
- 1109) Attached.
- 1110) None.
- 1111) None exist.
- 1112) None exist.
- 1113) None exist.
- 1114) Hickory Hills currently has 2 individuals who are independent contractors. Larry Castle is the operator. He was hired on September 19, 2013. His monthly salary is \$750.00. Mark and Chris Cram are the meter readers. They were hired on September 19, 2013. Their monthly salary is \$500.00.
- 1115) Kyle Wirts was previously employed by the Company as the operator. He left the Company by mutual agreement.
- 1116) No employees.
- 1117) None exist.

137 W. Franklin, P.O. Box 506, Clinton, MO 64735

660 / 885-6914 Fax: 660 / 885-6780

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Cover & Weaver, LLC

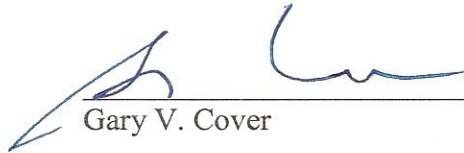
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RE: Hickory Hills Water & Sewer

January 21, 2014

- 1118) None exist.
- 1119) None exist.
- 1120) None exist.
- 1121) Larry Castle. The Company does not allocate costs between water and sewer.
- 1122) See attached.
- 1123) See attached.
- 1124) See attached.
- 1125) See attached.
- 1126) See attached.
- 1127) See check register supplied.
- 1128) See check register supplied.
- 1129) Provided.
- 1130) Provided.

Sincerely,



Gary V. Cover

GVC/rew

Enclosures

pc: Christina Baker, *Via email: Christina.baker@ded.mo.gov*