

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

Cathy J. Orler, et al.)	
)	
Complainants,)	
v.)	Case No. WC-2006-0082, et al.
)	
Folsom Ridge, LLC,)	
)	
and)	
)	
Big Island Homeowners)	
Water and Sewer Association, Inc.,)	
f/k/a Big Island Homeowners)	
Association, Inc.)	
)	
Respondents.)	

**RESPONDENTS' NOTICE TO TAKE DEPOSITION OF
MISSOURI DEPARTMENT OF NATURAL RESOURCES**

TO: All parties of record

DATE: Tuesday, January 30, 2007 at 10:00 a.m.

PLACE OF DEPOSITION: Law Offices of Newman, Comley & Ruth P.C.
601 Monroe Street, Suite 301
Jefferson City, Missouri 65101

WITNESS TO BE DEPOSED: Missouri Department of Natural Resources

PLEASE TAKE NOTICE that pursuant to Missouri Rules of Civil Procedure 57.03(b)(4), the undersigned, on behalf of Folsom Ridge, L.L.C. and Big Island Homeowners Water and Sewer Association, Inc., f/k/a Big Island Homeowners Association, Inc., Respondents in the captioned matter, will take the deposition of the MISSOURI DEPARTMENT OF NATURAL RESOURCES (MoDNR), by and through such persons as may be designated by MoDNR, to testify upon the subject matters identified below.

The Deponent MoDNR is hereby notified that it is obligated to designate one or more officers, agents, or other persons who consent to testify on its behalf, who shall testify as to the matters known or reasonably available to MoDNR in regard to the subject matters upon which examination is requested as set forth below.

SUBJECT MATTERS UPON WHICH EXAMINATION IS REQUESTED

1. Identification and authentication of the any documents MoDNR provided in response to data requests served in the captioned matter.
2. The history of compliance with or violation of MoDNR construction or operations regulations by Folsom Ridge LLC, Big Island Homeowners Water and Sewer Association, Inc., with respect to wastewater and water distribution facilities serving Big Island, Lake of the Ozarks.
3. The negotiation of, compliance with and present status of a “settlement agreement” by and between MoDNR, the Attorney General’s Office and Folsom Ridge LLC.
4. Compliance by Folsom Ridge LLC or Big Island Homeowners Water and Sewer Association with current discharge or construction permits or any other permit issued by MoDNR.
5. The results of any recent inspections by MoDNR or inspections known by MoDNR that have been done by other agencies, of the wastewater and water distribution facilities serving Big Island, Lake of the Ozarks.

Respectfully submitted,

/s/ Mark W. Comley

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Attorneys for Folsom Ridge, L.L.C, and Big Island
Homeowners Water and Sewer Association, Inc.,
f/k/a Big Island Homeowners Association, Inc.

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via e-mail on this 12th day of January, 2007, to General Counsel's Office at gencounsel@psc.mo.gov; and Office of Public Counsel at opcservice@ded.mo.gov and via U.S. Mail, postage prepaid, to:

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/s/ Mark W. Comley

Mark W. Comley