

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

In the Matter of)	
The Application of Osage Utility Operating)	
Company, Inc. to Acquire Certain Water and)	File No. WA-2019-0185
Sewer Assets and for a Certificate of)	File No. SA-2019-0186
Convenience and Necessity)	
)	

**MOTION TO INTERVENE OUT-OF-TIME
BY REFLECTIONS CONDOMINIUM OWNERS ASSOCIATION, INC**

Pursuant to Commission Rule 4 CSR 240-2.075 Reflections Condominium Owners Association, Inc. (“Reflections Condo”) respectfully moves for intervention as a party in the above-captioned action initiated by Osage Utility Operating Company, Inc. (“Osage Utility”). In support of this motion, Reflections Condo states as follows:

1. Reflections Condo is a Missouri not-for-profit corporation, active and in good standing, with its principal office and place of business at 3524 Osage Beach Parkway, P.O. Box 2409, Lake Ozark, Missouri 65049-2409. Reflections Condo’s Certificate of Good Standing is attached hereto as **Exhibit 1**.

2. All correspondence, communications, orders, and decisions of the Commission should be sent to:

Stanley N. Woodworth
Christopher L. Kurtz
ROUSE FRETS WHITE GOSS GENTILE RHODES, P.C.
5250 W. 116th Place, Suite 400
Leawood, Kansas 66211
Telephone: (913) 387-1600
Facsimile: (913) 928-6739
Email: swoodworth@rousepc.com
Email: ckurtz@rousepc.com

3. Osage Utility filed an application for approval of its purchase of the water and sewer systems for various entities, including Reflections Condo.

4. Reflections Condo is the owners association for the Reflections Condominiums located in Camden County, Missouri. The water and sewer systems for Reflections Condo are part of the systems proposed to be taken over by Osage Utility.

5. On December 20, 2018, the Commission issued an Order directing interested parties to intervene by January 18, 2019. Although Reflections Condo inadvertently missed the deadline for intervention, Osage Utility and the Missouri Office of the Public Counsel were aware of Reflections Condo's interest in this matter. Communications with Osage Utility and Office of the Public counsel have focused on facts related to the water and sewer systems for Reflections Condo, past studies and reports regarding the water and sewer systems for Reflections Condo, and potential rates and financing related to Osage Utility's takeover of the water and sewer system for Reflections Condo.

6. Reflections Condo has a unique interest in this matter, no party will be prejudiced by its intervention, and good cause exists to grant its motion to intervene.

7. Reflections Condo's interest in this proceeding is different from that of the general public. Reflections Condo is interested in the impact of any decisions in this proceeding on behalf of itself and its members, whose interests may be adversely affected by a final decision in this case. Further, granting Reflections Condo's motion for intervention would serve the public interest. Reflections Condo believes that its intervention and participation in this proceeding would serve the public interest by clarifying the issues under consideration, ensuring completeness of the record, and assisting the Commission in its decision-making in this case.

8. Reflections Condo supports the takeover of its water and sewer system by Osage Utility, but it is concerned about future rates. Reflections Condo wishes to become a party to this matter in case any proceedings involving this application by Osage Utility relate to or later affect rates that may be charged to the members of Reflections Condo and intends to participate in this matter as it relates to any such future rate issues.

9. Reflections Condo accepts the record established in this matter with one exception. On January 3, 2019, counsel for Reflections Condo sent a letter to counsel for Osage Utility to correct some factual inaccuracies in the application. **Exhibit 2**, letter from Stan Woodworth to Diana Carter, dated January 3, 2019. On January 10, 2019, counsel for Osage Utility responded to state that it would correct the application as noted in its response letter. **Exhibit 3**, letter from Diana Carter to Stan Woodworth, dated January 10, 2019. At the time of filing this motion to intervene, an amended or corrected application has not been filed. Accordingly, Reflections Condo accepts the record as filed with the exception of the issues noted in the aforementioned correspondence.

10. Reflections Condo is aware of the prehearing conference on February 20, 2019, at 1:00 p.m. and plans to participate by telephone.

11. Osage Utility, the Office of Public Counsel, and Cedar Glen Condominium Owners Association, Inc. do not oppose Reflections Condo's request for intervention. Undersigned counsel has contacted counsel for Public Water Supply District No. 5 of Camden County, Missouri, Lake Area Waste Water Association, Inc., and Missouri Water Association, Inc. to obtain their consent to this motion to intervene but, at the time of filing, they have not responded.

WHEREFORE, Reflections Condominium Owners Association, Inc. respectfully requests that the Commission grant this motion to intervene.

Respectfully Submitted,

ROUSE FRETS WHITE GOSS
GENTILE RHODES, P.C.

By: /s/ Christopher L. Kurtz, Esq.
Stanley N. Woodworth # 29217
Christopher L. Kurtz # 61654
5250 W. 116th Place, Suite 400
Leawood, Kansas 66211
Telephone: (913) 387-1600
Facsimile: (913) 928-6739
Email: swoodworth@rousepc.com
Email: ckurtz@rousepc.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion was emailed to all parties on the official service list for this case on this 6th day of February, 2019.

/s/ Christopher L. Kurtz, Esq.
Christopher L. Kurtz