

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

In the Matter of Liberty Utilities (Missouri) File No. WR-2018-0170
Water) LLC's Application for a Rate Increase.) SR-2018-0171

**APPLICATION TO INTERVENE FOR ORANGE LAKE COUNTRY CLUB, INC. AND
SILVERLEAF RESORTS, INC.**

COME NOW, Orange Lake Country Club, Inc. and Silverleaf Resorts, Inc., pursuant to 4 CSR 240-2.075 of the Missouri Public Service Commission's Rules of Practice and Procedure, and for their Application to Intervene respectfully states as follows:

1. Silverleaf Resorts, Inc. ("Silverleaf") is a Texas corporation lawfully registered and doing business in the state of Missouri.
2. Orange Lake Country Club, Inc. ("OLCC") is a Florida corporation lawfully registered and doing business in the state of Missouri.
3. Silverleaf is the developer and manager of three vacation ownership resort properties, one in each of Taney County, Stone County, and Jefferson County, Missouri. Silverleaf is a property owner at each of the three resorts, and is a party to a water and sewer service agreement with Liberty Utilities, Inc. ("Liberty").
4. Through an acquisition in 2015, OLCC and Silverleaf are affiliate entities. OLCC is the successor timeshare developer and manager, and has been engaged by the homeowners associations of each resort to serve as the manager for the resorts. OLCC is the manager for each of the home owner associations representing 35,686 owners who are served by Liberty.
5. OLCC seeks to intervene (1) on its own behalf as a uniquely situated rate payer which both owns and leases property at each resort; and (2) as a manager for the home owners associations representing 35,686 individual vacation owners at these three resorts.

6. OLCC is also engaged in the sale of the remaining unsold vacation ownership interests at each of the resort properties. Liberty's proposed rate increase will not only substantially affect each of the 35,686 third party, individual end users of utility services at these three resort properties, but will also impact OLCC's ability to sell the unsold vacation ownership interests. The proposed rate increase and rate consolidation may have a profound impact on economic development opportunities in the affected area.

7. Silverleaf receives water and sewer services from Liberty and is a signatory to a water and sewer agreement with Liberty's predecessor entities Alconquin Water Resources of Missouri, LLC and Alconquin Water Resources of America, Inc..

8. Correspondence or communications regarding this application, including service of all notices and orders of this Commission, should be addressed to:

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9. On December 15, 2017 Liberty filed a request for a rate increase of \$995,844 for water services and \$196,617 increase for its annual sewer services pursuant to 4 CSR 240-3.050, Small Utility Rate Case Procedure.

10. On January 13, 2018 Liberty requested that Staff and public counsel consider rate consolidation of its different water and sewer service systems.

11. The matters to be considered in this case, a significant rate increase and rate consolidation, and the Commission's determination of those matters will have a direct and significant impact on OLCC, Silverleaf and its residents. The interest of OLCC and Silverleaf is direct, immediate, unique, and different from that of the general public. The interest of OLCC and Silverleaf, and by extension the interests of its residents and customers, will not and cannot be adequately represented by any other party. This unique interest is in part evidenced by the service agreement currently in full force and effect between Liberty and Silverleaf. It is also evidenced by OLCC management of three homeowner associations representing the interests of over 35,000 residents.

12. Therefore, it will aid the Commission and protect and advance the public interest that both OLCC and Silverleaf be permitted to intervene in this proceeding to protect its interest. Therefore, granting this proposed intervention to the Applicants would serve the public interest and would assist the Commission in the development of a more complete record.

Respectfully Submitted,

STINSON LEONARD STREET LLP

/s/Joshua Harden

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been emailed to all counsel of record this 17th day of January, 2018.

Jacob Westen at Jacob.westen@psc.mo.gov

Hampton Williams (OPC) at Hampton.Williams@ded.mo.gov

Dean Cooper (atty for Liberty Utilities) at dcooper@brydonlaw.com

/s/Joshua Harden _____