

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

The Staff of the
Missouri Public Service Commission

Complainant,

v.

Missouri Utilities Company,

Respondent.

Case No. WC-2006-0029

FIFTH PROGRESS REPORT

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through counsel, and states the following to the Missouri Public Service Commission (Commission).

1. On August 30, 2005 (unless noted otherwise, all dates herein refer to the year 2005), the Commission issued its **Order Directing Staff To File A Progress Report**, wherein it directed the Staff to file a progress report detailing its efforts to identify a potential interim receiver for Missouri Utilities Company (MU), with that report to be filed no later than September 6.

2. As required by the Commission's August 30 Order, the Staff filed a Progress Report detailing its efforts to identify a potential interim receiver for Missouri Utilities Company (MU) on September 6.

3. As a part of its September 6 Progress Report, the Staff committed to file either a weekly progress report regarding the identification of a potential interim receiver for MU, or a notice advising the Commission that it has no new information to report, with such filings to be made on Tuesday of each week until this matter is resolved.

4. Consistent with the commitment it made in its September 6 Progress Report, the Staff has made weekly update filings in this case.

5. Regarding the identification of a potential receiver for MU, the Staff provides the following additional/updated information. During the week of November 21, Jim Merciel of the Commission's Water & Sewer Department discussed this matter with an individual that owns an apartment complex in MU's service area. During that conversation, this individual indicated that he would possibly be willing to act as the interim receiver for MU. As a result, on November 28, Mr. Merciel e-mailed this individual information regarding MU's system and operating revenues for his consideration in deciding whether to agree to act as the interim receiver for MU.

6. As of the writing of this report, the individual referenced in Paragraph 5 above has not responded to Mr. Merciel's e-mail message. If a response is not received by the end of business on December 1, Mr. Merciel, or someone else from the Water & Sewer Department, will contact this individual to ascertain the status of his consideration of acting as the interim receiver for MU.

7. The Staff again notes that it will continue to file weekly progress reports, or will advise the Commission that additional information is not available and that a progress report will thus not be filed for a given week.

WHEREFORE, the Staff respectfully submits its Fifth Progress Report for the Commission's information.

Respectfully Submitted,

DANA K. JOYCE
General Counsel

/s/ Keith R. Krueger

Keith R. Krueger
Deputy General Counsel
Missouri Bar No. 23857

Attorney for the Staff of the
Missouri Public Service Commission

P.O. Box 360
Jefferson City, MO 65102
573-751-4140 (telephone)
573-751-9285 (facsimile)
keith.krueger@psc.mo.gov (e-mail)

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed with first class postage, hand-delivered, transmitted by facsimile or transmitted via e-mail to all counsel and/or parties of record this 29th day of November 2005.

/s/ Keith R. Krueger