



substandard operation of the facility. MDNR's review will be in relation to the mandate set forth in § 640.011, RSMo, which requires MDNR, among other things, to provide "that no waste be discharged into any waters of the state without first receiving the necessary treatment or other corrective action to protect the legitimate beneficial uses of such waters and meet the requirements of the Federal Water Pollution Control Act as amended." Intervention is necessary in order for MDNR to fulfill its statutory mandate.

4. The parties have filed a motion to consolidate PSC Case Nos. WA-2016-0019 and SA-2016-0020. Although MDNR does not have a drinking water enforcement case filed against Hickory Hills, MDNR does have statutory authority over drinking water regulation. MDNR does not oppose the motion to consolidate.

5. At this time, MDNR is uncertain, but expects that it will support the joint application.

WHEREFORE, the Missouri Department of Natural Resources respectfully requests that it be allowed to intervene in the above-styled matter.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that copies of the foregoing has been mailed, hand-delivered, transmitted by facsimile or e-mailed to all counsel of record this 18<sup>th</sup> day of August, 2015.

/s/ Timothy A. Blackwell  
TIMOTHY A. BLACKWELL