

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Request of Middlefork)
Water Company for an Extension of Time for)Case No. WE-2000-655
Filing the Annual Report due April 15, 2000)

ORDER GRANTING LATE FILING

Pursuant to Commission Rule 4 CSR 240-10.080(1), "[a]ll public utilities subject to the jurisdiction of the Missouri Public Service Commission shall file an annual report with the commission on or before April 15 of each year."

On April 17, 2000, Middlefork Water Company (Middlefork) filed its request for an extension of the time for filing an annual report.

Middlefork stated that its certified public accountant is responsible for preparing the annual report, and because of the press of business resulting from the April 15 [sic]¹, 2000, deadline for filing individual federal and state income tax returns, the accountant will be unable to finish the annual report by April 15, 2000, but will be able to finish the annual report by May 1, 2000.

Middlefork requested that the Commission grant its request for an extension of time to file its annual report pursuant to Commission Rule 4 CSR 240-10.080(8).

¹ The deadline for filing individual federal and state income tax returns in the year 2000 was April 17.

On May 5, 2000, the Staff of the Commission (Staff) filed a recommendation that Middlefork's request be granted. Middlefork then filed its annual report on May 15, 2000.

Upon review of Middlefork's motion and Staff's recommendation, the Commission finds that there is good cause shown to extend the filing date of the annual report for Middlefork because of the press of business imposed upon Middlefork's accountant. Also, the Commission finds that the request was timely filed since Middlefork applied for an extension of time before the filing deadline, i.e., at the close of the business day on April 17, 2000. (The Commission notes that April 15, 2000, was on a Saturday; thus, the filing deadline under the rule was, in essence, actually the next Monday, April 17, 2000.) An order accepting Middlefork's annual report filed out of time should be issued.

IT IS THEREFORE ORDERED:

1. That the annual report of Middlefork Water Company, which was filed on May 15, 2000, shall be accepted by the Missouri Public Service Commission.
2. That this order shall become effective on June 19, 2000.

3. That this case shall be closed on June 20, 2000.

BY THE COMMISSION

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Bill Hopkins, Senior Regulatory Law Judge,
by delegation of authority pursuant to
4 CSR 240-2.120(1), (November 30, 1995)
and Section 386.240, RSMo 1994.

Dated at Jefferson City, Missouri,
on this 7th day of June, 2000.

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COMMISSION COUNCIL
PUBLIC SERVICE COMMISSION