

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

The Office of the Public Counsel,)	
Complainant,)	
v.)	<u>Case No. WC-2015-0291</u>
)	
TUK, LLC,)	<u>Case No. SC-2015-0292</u>
Louis Mountzoures, and)	
Jonathon Finkelstein,)	
Respondents.)	

RESPONSE TO STAFF PLEADING

COME NOW Respondents in the above-referenced proceeding and in response to Staff's Response to OPC's Complaint and Motion to Consolidate Cases, states as follows to the Missouri Public Service Commission (Commission):

1. TUK supports the Staff's Response and Motion to Consolidate these cases with Staff's earlier complaint against TUK (Case No. WC-2015-0124).
2. TUK purchased the subject water and sewer systems on November 1, 2013. The owners of TUK did not seek to purchase water and sewer systems. They bought a trailer park that happened to have water and sewer systems. The prior owners of the systems were not regulated by this Commission and there was no indication to the owners that the systems should be regulated by this Commission until they were approached by Commission Staff and complaints were filed.
3. In response, TUK has filed an application for certificates of convenience and necessity and worked with Staff and responded to discovery concerning the review of TUK's operations and rates.
4. While TUK was not aware that it could be regulated by the Commission, it has always worked with the Department of Natural Resources and has made substantial investment to ensure the systems are in compliance with environmental regulations. As a result, it has

provided persons with access to a valuable service – centralized water and sewer – and been of assistance to the environment, benefitting both those taking service and the state in general.

5. Establishing TUK as a regulated utility creates an entity with an obligation to provide service and is potentially an asset for economic development in its area. In the alternative, TUK could revert to a private utility and only provide service to the trailer park. It is doubtful that this would be a better result for the public.

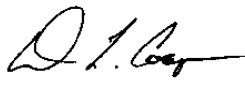
6. TUK believes that Staff's general approach to these issues represents a practical approach to TUK's situation.

7. As a final matter, TUK wishes to clarify some facts reflected in Staff's pleading. Staff indicates that "TUK serves about 90 customers." While TUK agrees that its service benefits approximately 90 residences, it does not agree that these are necessarily 90 customers. TUK's water system serves 22 homes as well as a single mobile home park which has approximately 60 mobile homes (54 occupied) and 3 duplex apartments (6 units). TUK's sewer system serves 18 homes as well as a single mobile home park which has approximately 60 mobile homes (54 occupied) and 3 duplex apartments (6 units). The trailer park and duplexes are not metered and have similar ownership to TUK.

WHEREFORE, Respondents respectfully request the Commission consider this response.

Respectfully submitted,

BRYDON, SWEARENGEN & ENGLAND P.C.

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ATTORNEYS FOR RESPONDENTS

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been transmitted by electronic mail to the following on this 27th day of May, 2015:

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