

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

In the Matter of Carl R. Mills Trust for a Certificate of Convenience and Necessity Authorizing it to Install, Own, Acquire, Construct, Operate, Control, Manage and Maintain Water Systems in Carriage Oaks Estates.

File No. WA-2018-0370

APPLICANT’S POST-HEARING BRIEF

Introduction

On June 7, 2018, the Carl R. Mills Trust filed an Application with the Missouri Public Service Commission requesting a Certificate of Convenience and Necessity (“CCN”) to operate, control, manage, and maintain a water system in the Carriage Oaks Estates Subdivision in Stone County, Missouri. An Amended Application was Filed on October 2, 2018, with Carl R. Mills, individually, as the Applicant. On June 29, 2018. Derald Morgan, Rick and Cindy Graver, William and Gloria Phipps, and David Lott filed an application to intervene. This application was granted on July 10, 2018. The Commission convened an evidentiary hearing on the CCN Application on June 24, 2019.

Issues

The evidence establishes that the water system in Carriage Oaks Estates, for which Carl R. Mills is seeking a certificate of convenience and necessity, is “necessary or convenient for the public service” within the meaning of that phrase in Section 393.170, RSMo.

All Parties agree that there is a need for this water service, for the present residential customers as well as the future home owners who would reside in this subdivision. Mr. Mills through one or more affiliated entities has been providing safe and plentiful water services to this subdivision for over 19 years. During these past years, he has provided proven customer service and reasonable water rates to the home owners as they were only charged for actual cost to operate the water services. Mr. Mills who is the developer of this subdivision also resides at Carriage Oaks Estates.

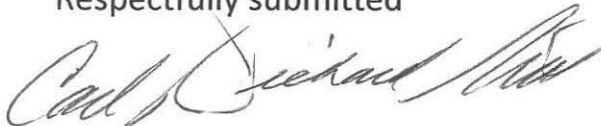
The Applicant is well Qualified to provide water service, as Mr. Mills has provided safe and adequate water service for the past 19 years with many satisfied home owners. He is sufficiently qualified through experience and holds a Missouri State Operating permit in compliance with the Missouri Clean Water Law, Chapter 644 R.S.Mo. and the Federal Water Pollution Control Act Public Law 92-500. Permit No MO-0126098. Issued by the Missouri Department of Natural Resources.

Further applicant has met the Tartan Criteria in every way, especially in financial ability to provide water service. He also has provided a proposal in his application that is economically feasible. During the past 19 Years, Mr. Mills has not demonstrated any violations of utility regulations, any abuse regarding rates or safety.

Mr. Mills has also resumed his contract with Ozarks Clean Water Co. and by this means be in a better position to release himself from the details of management of the water system, and hopefully follow suit with the Sewer System later. It also means that the utilities will not be sold to any outside source, and preserves the original intent to turn over the ownership to the home owners as soon as (2/3) two thirds of the lots have been sold, as is spelled out in the Covenants & Restrictions. With regard to pricing of the water, we will comply with the PSC cost. However If the home owner's should decide that they want chlorinated water Ozark Clean Water Co. has additional charges for this service. The option is not an individual choice.

Therefore, the applicant requests the Commission grant him the CCN, which he will gladly give up as soon as the home owners can achieve the above criteria and resume the pathway to ownership as originally intended.

Respectfully submitted

A handwritten signature in cursive script, appearing to read "Carl Richard Mills".

Carl Richard Mills