

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

In the Matter of the Application )  
of Bear Creek Water and Sewer, LLC, )  
for a Certificate of Convenience )  
and Necessity Authorizing It to )  
Construct, Install, Operate, and )  
Maintain a Sewer System and to Supply )  
and Render Sewer Service and )  
Construct, Install, Operate, and )  
Maintain a Water System and to Supply )  
and Render Water Service to the Public )  
Located in and around an Unincorporated )  
Area near Branson, Taney County, Missouri. )

Case No. WA-2000-321

**ORDER AND NOTICE**

On November 8, 1999, Bear Creek Water and Sewer, LLC, (Applicant) filed an application with the Commission requesting authority to construct, own, and operate a water and sewer system for the public in an area of Taney County.

Proper parties should be given notice and an opportunity to intervene in this matter. The Records Department of the Commission shall send a copy of this order to all the municipalities and county commissions located within Taney County. The Information Office of the Commission will send notice of this application to the members of the General Assembly who represent Taney County, and to the newspapers which serve Taney County as listed in the newspaper directory of the current

Official Manual of the State of Missouri. Anyone wishing to intervene must submit an application to intervene to:

Secretary of the Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, Missouri 65102.

Copies of the application to intervene should be sent to:

David N. Appleby  
119 North Second Street  
P.O. Box 158  
Ozark, Missouri 65721

and

Office of the Public Counsel  
P.O. Box 7600  
Jefferson City, Missouri 65102

The requirement of a hearing has been fulfilled when all those having a desire to be heard are offered an opportunity to be heard. If no proper party is granted intervention and neither the Commission's Staff nor the Office of the Public Counsel requests a hearing, the Commission may determine that a hearing is not necessary and that the Applicant may submit its evidence in support of the application by verified statement. State ex rel. Rex Deffenderfer Enterprises, Inc. v. Public Service Commission, 776 S.W.2d 494, 496 (Mo. App. 1989).

**IT IS THEREFORE ORDERED:**

1. That the Information Office and the Records Department of the Missouri Public Service Commission shall provide notice as set out herein.

2. That any interested party wishing to intervene in this case shall file an application to do so as directed herein no later than December 14, 1999.

3. That this order shall become effective December 2, 1999.

**BY THE COMMISSION**



**Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge**

(S E A L)

Lewis Mills, Deputy Chief 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 22nd day of November, 1999.

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COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION