

July 06, 2006

FILED<sup>2</sup>

JUL 07 2006

Missouri Public  
Service Commission

The Honorable Colleen M. Dale  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO. 65102-0360

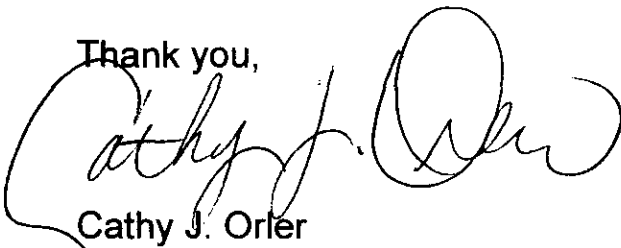
Re: Case Nos. WA-2006-0480 and SA-2006-0482

The Honorable Judge Dale:

Please find enclosed for filing, several "Applications to Request to Intervene." Five additional copies are also enclosed for the appropriate Commission personnel; if you would be so kind as to bring this filing to their attention.

Please contact me, if you should have any questions regarding this filing.

Thank you,



Cathy J. Orler  
3252 Big Island Drive  
Roach, MO. 65787  
(573)317-1490

July 3, 2006

FILED<sup>2</sup>

JUL 07 2006

Missouri Public  
Service Commission

The Honorable Colleen M. Dale  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102-0360

Re: Application To Intervene and Participate  
In Case No. WA-2006-0480 & SA-2006-0482

Dear Judge Dale,

Please accept this letter as an application allowing me to intervene and be an active participant in the above named cases. I am a long time (44 years) property owner on Big Island and one of the nine complainants in Case No. WC-2006-0082 et al. which is currently pending before the Public Service Commission.

Thus, I do have a vested interest in these applications, which have been filed by the Big Island Water & Sewer Company seeking Commission authority to provide water and sewer service to an unincorporated portion of Camden County also known as Big Island.

Please allow me to refer you to the applicant's request and a part of my reasoning why it's in the best interests of ALL Big Island residents as well as the general public living in and around Big Island that their application for certification should be denied by the Commission:

Page 5, paragraph 13

Applicant requests the Commission grant it permission, approval and a Certificate of convenience and Necessity authorizing it to install, acquire, build, construct, own, operate, control, manage and maintain a water and sewer system for the public within the area described in Paragraph 4, etc.,

It is essential that permission and certification not be granted because of the past behavior of the applicants, dating from 1998 the time of applicants arrival to Big Island to the present. I question that the behavior pattern of applicants will change for the better, just because of regulation by the Missouri Public Service Commission. Applicants are also currently under regulation by the DNR and Attorney General and ignored that authority by committing violations and repeat violations, as recently as the past year.

**page 4, paragraph 10**

I question how the operation of private wells could adversely affect the quality of the aquifer any more than a community system could adversely affect private wells.

At the time of the original installation in 1999 my new community potable water pipe was installed not only in the same trench with the wastewater pipe but directly below the wastewater pipe. This below standard installation was done by the same people who are now asking for permission to be certified. I did not feel that it was in the best of my interest to pay for this connection and am continuing to use my private well which is a quality deep well, with excellent drinking water.

I have pictures and documentation to support the above described installation which emphasize the many irregularities, and potential health hazards associated with the installation of the sewer and water system.

I personally have seen more surfaced waste water contamination of Big Island soil since the installation of the community water and sewer system than in the previous years dating back to 1962 when I first arrived on Big Island. This is a sad statement for me as I was one of the biggest supporters of a community wastewater system.

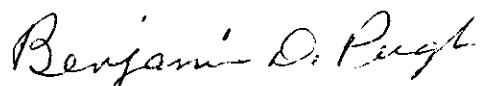
I am still a supporter of the community system; but am very adamant that it must be installed with all avoidable health risks held to a minimum. Health risks should be the prime concern with the installation of a potable water system and wastewater system, as very plainly expressed in the DNR permits. When that public trust is violated as was done by the applicants, then I feel my private trust was also violated as being one of their initial supporters.

I have little or no confidence that there would be any change to the better with the same people controlling the operations of the BIWS even as a regulated utility. Those same people's mismanagement, was the reason why nine complainants petitioned the Public Service Commission for relief in the first place. I am for regulation of our wastewater and water systems; but it needs an independent corporation totally separate from the applicants and its agents or representatives to control, manage and maintain it so ALL the residents of Big Island will have a safe and adequate supply of drinking water.

Please bring this application to intervene and participate in Case No. WA-2006-0480 & SA-2006-0482 to the attention of the appropriate Commission personnel.

Please contact me if you have any questions regarding this application to intervene.  
Thank you.

Respectfully submitted,



Benjamin D. Pugh  
1780 Big Island Drive,  
Roach, Missouri 65787

Cc: Mark W. Comley  
Charles E. McElyea  
Office of Public Counsel