STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY September 15, 1999

CASE NO: SM-2000-214

Office of the Public Counsel P.O. Box 7800

Jefferson City, MO 65102

Jeffrey A. Keevil

Stewart & Keevil, L.L.C. 1001 Cherry Street, Suite 302

Columbia, MO 65201

General Counsel

Missouri Public Service Commission

P.O. Box 360

Jefferson City, MO 65102

Enclosed find certified copy of an ORDER AND NOTICE in the above-numbered case(s).

Sincerely,

Dale Hardy Roberts

Lake HARd Roberts

Secretary/Chief Regulatory Law Judge

Uncertified Copy:

To the county commission of Jefferson County

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Application of)		
AquaSource Utility, Inc. for an Order)		
of the Missouri Public Service Commission)		
Authorizing It to Acquire the Stock of)	Case No.	SM-2000-214
Central Jefferson County Utility Company)		-
and Authorizing Certain Accounting and)		
Ratemaking Treatment Related Thereto)		

ORDER AND NOTICE

On September 3, 1999, AquaSource Utility, Inc. (ASI), pursuant to Section 393.190, RSMo and Commission Rule 4 CSR 240-2.060(9), filed its Application requesting an order of the Commission authorizing it to acquire the stock of Central Jefferson County Utility Company (Central) and authorizing certain accounting and ratemaking treatment related thereto.

The Application indicates that ASI is a Texas corporation that is a wholly owned subsidiary of AquaSource, Inc., which is a subsidiary of DQE, Inc., a Pennsylvania corporation. ASI is seeking authority to buy all of Central's stock. ASI states that ASI will not change the manner in which it provides service to Central's customers and intends to operate Central as a separate wholly owned subsidiary. ASI states that Central will retain all the certificates, tariffs, permits, consents, and franchises as they existed before the stock transfer.

ASI and Central have set out the terms of their agreement in a document entitled Stock Purchase Agreement, which is marked as Exhibit A and attached to the Application.

Proper parties should be given notice and an opportunity to intervene in this matter. The Commission determines that notice of the Application should be sent to interested persons, an intervention date set and a procedural schedule established. Notice of this Application should be sent by the Commission's Records Department by sending a copy of this order to the County Commission of Jefferson County, Missouri. The Commission further determines that the Information Office of the Commission should provide notice to the members of the General Assembly representing Jefferson County and to the newspapers which serve Jefferson County as listed in the newspaper directory of the current Official Manual of the State of Missouri by sending a copy of this order to those parties. In addition, Central is responsible for notifying each of its current customers affected by this change by sending a copy of this order.

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 or governmental entity 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. P.S.C., 776 S.W.2d 494, 496 (Mo. App. 1989).

IT IS THEREFORE ORDERED:

1. That the Records Department and Information Office of the Missouri Public Service Commission shall send notice as set forth in this order.

- 2. That Central Jefferson County Utility Company shall send notice to its customers as set forth in this order.
- 3. That proper parties wishing to intervene shall file an application to intervene no later than October 5, 1999 with:

Dale Hardy Roberts, Secretary Missouri Public Service Commission Post Office Box 360 Jefferson City, Missouri 65102

and a copy of the application to intervene shall be sent to the applicants' attorney:

Jeffrey A. Keevil, Esq. Stewart & Keevil, L.L.C. 1001 Cherry Street Suite 302 Columbia, Missouri 65201

and to:

Office of the Public Counsel Post Office Box 7800 Jefferson City, Missouri 65102 4. That this order shall become effective on September 27, 1999.

BY THE COMMISSION

HAR HARD Roberts

Dale H. Roberts

Secretary/Chief Regulatory Law Judge

(SEAL)

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 15th day of September, 1999.

STATE OF MISSOURI OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,

Missouri, this 15TH day of SEPTEMBER, 1999.

Hale Hardy Roberts

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge