

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office
in Jefferson City on the 17th
day of December, 1998.

In the Matter of the Application of)	
George Hoesch, for a Certificate of)	
Convenience and Necessity Authorizing)	
Him to Own, Operate, and Maintain a)	<u>Case No. WA-97-510</u>
Water System for the Public, Located)	
in an Unincorporated Area of the)	
County of Gasconade, Missouri.)	

**ORDER REGARDING PARTICIPATION OF INTERVENOR AND
WITHDRAWAL OF COUNSEL**

On May 27, 1997, George Hoesch filed an Application with the Commission requesting a certificate of convenience and necessity to own, operate, and maintain a water system in an unincorporated area of Gasconade County, Missouri. After proper notice, the Gascony Association, Inc. (GAI) filed an application to intervene in this proceeding, which the Commission granted on July 15, 1997.

On October 6, 1998, John T. Bruere, counsel for GAI, filed a pleading entitled "Withdrawal of Counsel" with the Commission. No entry of appearance from another attorney was filed on behalf of GAI. On December 3, 1998, the parties attended a prehearing conference at the Commission's offices in Jefferson City. GAI failed to appear in person or through counsel. At the hearing, John B. Coffman, for the Office of the Public Counsel (OPC), informed the Commission that he had been in contact with GAI and was informed that GAI felt that its interest was adequately represented by OPC.

While the Commission did not receive a Motion for Leave to Withdraw, it will treat Mr. Bruere's pleading entitled "Withdrawal of Counsel" as such under these circumstances. The Commission finds that Mr. Bruere will be given leave to withdraw and that GAI, in order to remain a party, must retain new counsel who enters appearance. If the Commission does not receive an entry on behalf of GAI before the beginning of the hearing in this matter, GAI will be dismissed as a party from this proceeding.

IT IS THEREFORE ORDERED:

1. That John T. Bruere is granted leave to withdraw as Attorney of Record representing Gascony Association, Inc.
2. That Gascony Association, Inc. must retain new counsel who enters appearance before the beginning of the hearing in this matter set for December 21, 1998 at 9:00 a.m., or Gascony Association, Inc. will be dismissed from the proceedings.
3. That this order shall become effective on December 17, 1998.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Drainer,
Murray and Schemenauer, CC.,
concur.

Gandhi, Regulatory Law Judge

