

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office
in Jefferson City on the 9th
day of July, 1993.

In the matter of Capital City Water Company for)	
authority to file tariffs increasing rates for water)	
service provided to customers in the Company's)	<u>Case No. WR-90-118</u>
Missouri service area.)	(Remand)
)	

ORDER AND NOTICE

On March 2, 1993 the Missouri Court of Appeals, Western District handed down an opinion on the appeal of the Commission's decision in Case No. WR-90-118 involving a request for a general rate increase by Capital City Water Company. *State ex rel. Capital City Water Company v. PSC*, 850 S.W.2d 903 (Mo. App. 1993). The Court of Appeals opinion reversed the Commission and remanded to the Commission for further proceedings consistent with the Court's opinion. The Circuit Court of Cole County has issued its order remanding the case and the case is now before the Commission.

In compliance with the Court's decision the Commission has determined that the parties should be notified of the remand proceedings. Rather than establish a procedural schedule, the Commission will ask the parties to file a proposed procedural schedule or other proposed disposition of the issues remanded. In addition, the Commission finds that the Information Office shall send a press release concerning the remand to the members of the General Assembly who represent Capital City Water Company's service territory and to the newspapers which serve that service territory as listed in the newspaper directory of the current *Official Manual of the State of Missouri*

IT IS THEREFORE ORDERED:

1. That on or before August 9, 1993 the parties shall file with the Commission a proposed procedural schedule or proposed disposition of the issues remanded by the Missouri Court of Appeals, Western District.

2. That the Information Office shall send notice of this matter as described in this order.

3. That this order shall become effective on the date hereof.

BY THE COMMISSION

Brent Stewart

Brent Stewart
Executive Secretary

(S E A L)

Mueller, Chm., McClure, Perkins,
Kincheloe and Crumpton, CC., concur.