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

In the Matter of the Application of )  
the Clarence Cannon Wholesale Water )  
Commission for Cancellation of Its )  
Certificates of Convenience and )  
Necessity and Tariffs and for an )  
Order Recognizing Termination of )  
Public Service Commission )  
Jurisdiction. )

CASE NO. WA-2000-17

**ORDER DIRECTING FILING**

The application filed herein requests cancellation of the Applicant's "certificates" and "tariff." The parties are hereby directed to clarify, for the record, the actual number of certificates currently held by Applicant and in what name(s). Similarly, the parties are asked to confirm that although the Applicant may have multiple certificates, it has only one tariff.

The Applicant has asked the Commission to either waive the Applicant's assessment fee for FY2000 or, in the alternative, to prorate the fee for the period beginning July 1, 1999 and ending on August 28, 1999. The parties are hereby directed to advise the Commission what the specific amount would be if the Commission were to direct the assessment to be prorated for the period indicated.

Lastly, the Clarence Cannon Wholesale Water Commission was required to pay an assessment on July 15, 1999, as a matter of law. The legislation which the parties assert has removed the Clarence Cannon Wholesale Water Commission from utility regulation did not become effective until August 28, 1999. The parties are hereby directed to advise the Commission whether there is any authority for the proposition that the Commission may lawfully refund or return all or part of an assessment fee after it has been collected and deposited into the PSC fund.

**IT IS THEREFORE ORDERED:**

1. That the parties shall make clear the specific certificate(s) and tariff(s) currently held by the Clarence Cannon Wholesale Water Commission.
2. That the parties shall specify the amount of the Applicant's assessment which would accrue from the period beginning July 1, 1999 and ending on August 28, 1999.
3. That the parties shall advise the Commission regarding what, if any, legal authority supports the Commission's ability to lawfully return assessment money which has already been deposited into the PSC fund.
4. That this order shall be effective on January 13, 2000.

**BY THE COMMISSION**



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

(S E A L)

Dale Hardy Roberts, 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 13th day of January, 2000.