

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 1st
day of July, 1988.

Case No. WA-88-132

In the matter of the application of
Rex Deffenderfer Enterprises, Inc.
for permission, approval, and a
certificate of convenience and
necessity authorizing it to
construct, own, operate, control,
manage and maintain a water system
for the public, located in an
unincorporated area in Christian
County, Missouri.

ORDER DENYING APPLICATION FOR REHEARING

The Commission issued a Report and Order in the above-referenced case on
June 17, 1988, granting to Rex Deffenderfer Enterprises, Inc. (Applicant), a
certificate of public convenience and necessity to provide water service in an area
within Christian and Greene Counties, both located in Missouri.

On June 22, 1988, Applicant filed an application for rehearing requesting
that the Commission vacate its order granting the requested certificate, issue a
notice of hearing to those persons the Commission determines are lawful parties to
this proceeding and provide Applicant with a hearing at which it would offer the
evidence in support of its application. In support of this request Applicant cites
Section 393.170(3), RSMo 1986, as amended, pursuant to which the requested authority
was granted, which requires that this authority be granted "after due hearing."
Applicant believes that this language requires that an oral hearing take place even
in the absence of material facts in dispute.

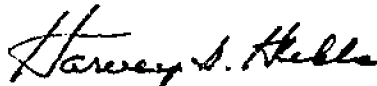
The Commission has carefully considered the argument for rehearing set forth by Applicant. Pursuant to Section 386.500, RSMo 1986, as amended, the Commission determines that Applicant has not shown sufficient reason for rehearing and, therefore, its application should be denied.

It is, therefore,

ORDERED: 1. That the Application for Rehearing of Rex Deffenderfer Enterprises, Inc., is denied hereby.

ORDERED: 2. That this Order shall become effective on the date hereof.

BY THE COMMISSION



Harvey G. Hubbs
Secretary

(S E A L)

Steinmeier, Chm., Musgrave,
Mueller and Hendren, CC., Concur.
Fischer, C., Absent.