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February 25, 2004

FILED

FEB 26 2004

VIA FED-EX
Public Service Commission
Attn: Cecil Wright
200 Madison Street
Jefferson City, MO 65101

Missouri Public
Service Commission

RE: Case No. SA-2004-0182; SA-2004-0183; WA-2004-0184; WA-2004-0201
and SA-2004-0202

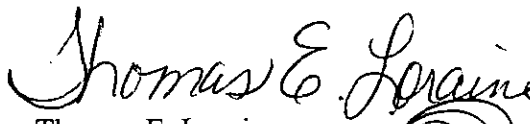
Dear Mr. Wright:

Enclosed please find the one (1) original and fourteen (14) copies of our Motion to Reconsider to Order of Dismissal in the above-referenced matters to be filed with the Commission. Please file-stamp a copy for our records.

Your attention to this matter is greatly appreciated.

Very truly yours,

LORAIN & ASSOCIATES


Thomas E. Loraine

TEL/jw

Enclosures

FILED

FEB 26 2004

Missouri Public
Service Commission

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office in
Jefferson City on the 19th day
of February, 2004.

In the Matter of the Applications of Lake Region)
Water and Sewer Company for a Certificate of)
Convenience and Necessity Authorizing It to)
Acquire, Own, Operate, Control, Manage, and)
Maintain a Sewer System for the Public Located)
in an Unincorporated Area in Camden and Miller)
Counties, Missouri.)

Case No. SA-2004-0182

In the Matter of the Application of Lake Region)
Water and Sewer Company for a Certificate of)
Convenience and Necessity Authorizing It to)
Enlarge and Extend Its Service Area and to)
Construct, Install, Own, Operate, Control,)
Manage, and Maintain a Sewer System for the)
Public Located in an Unincorporated Area in)
Camden and Miller Counties, Missouri.)

Case No. SA-2004-0183

In the Matter of the Application of Lake Region)
Water and Sewer Company for a Certificate of)
Convenience and Necessity Authorizing It to)
Enlarge and Extend Its Service Area and to)
Construct, Install, Own, Operate, Control,)
Manage, and Maintain a Water System for the)
Public Located in an Unincorporated Area in)
Camden and Miller Counties, Missouri.)

Case No. WA-2004-0184

In the Matter of the Application of Lake Region)
Water and Sewer Company for a Certificate of)
Convenience and Necessity authorizing it to)
Enlarge and Extend Its Service Area and to)
Construct, Install, Own, Operate, Control,)
Manage, and Maintain a Water System for the)
Public Located in an Unincorporated Area in)
Camden and Miller Counties, Missouri.)

Case No. WA-2004-0201

In the Matter of the Application of Lake Region)
Water and Sewer Company for a Certificate of)
Convenience and Necessity Authorizing It to)

Enlarge and Extend Its Service Area and to)
Construct, Install, Own, Operate, Control,)
Manage, and Maintain a Sewer System for the)
Public Located in an Unincorporated Area in)
Camden and Miller Counties, Missouri.)

Case No. SA-2004-0202

MOTION FOR RECONSIDERATION TO ORDER OF DISMISSAL
via facsimile and hard copy

COMES NOW, Lake Region Water and Sewer Company, by and through its attorney of record, Thomas E. Loraine of the law firm of Loraine & Associates, in the above-styled case and submits a Request to Reconsider, and for its reasons, states as follows:

1. On October 15, 2003, Lake Region Water & Sewer Company filed three applications for certificates of convenience and necessity. These cases were numbered SA-2004-0182, SA-2004-0183 and WA-2004-0184. On October 29, Lake Region amended its applications in Cases SA-2004-0182 and SA-2004-0183. Also on October 29, Lake Region filed two additional applications for certificates of convenience and necessity. These two cases were numbered WA-2004-0201 and SA-2004-0202. All of the applications concern the provision of either water or sewer services to new subdivisions in the neighborhood of Lake Region's existing service area near the Lake of the Ozarks.

2. All of Lake Region's applications were deficient in that they plainly did not meet the minimum requirements for such applications stated in the Commission's regulations. Accordingly, on November 12, the Commission issued a Notice of Deficiency in each of the five cases, pointing out the areas in which the applications and supporting materials were deficient and explaining that the Commission would take no further action on the applications until the deficiencies were corrected.

3. On November 17, Lake Region supplemented three of its applications with an Exhibit A and an Affidavit. These were filed in Cases SA-2004-0182, WA-2004-0201 and SA-2004-0202. On November 20, the Commission directed its Staff to review the applications and supporting materials in these three cases and to file a memorandum and recommendation in each case by December 12.

4. On December 12, the Commission's Staff filed its memoranda and recommendations as ordered. Staff stated in each case that the applications and supporting materials failed to comply with applicable Commission rules.

5. In conclusion, Staff stated in each case that "the Staff has concluded that it cannot recommend to the Commission that a certificate of convenience and necessity be granted on the basis of the information provided in the Application and supporting attachments." Although Staff's memoranda and recommendations were served on Applicant and its attorney on December 12, neither has ever responded.

6. That on February 19, 2004, the Honorable Kevin A. Thompson, Deputy Chief Regulatory Law Judge, entered an Order dismissing Applications above-referenced, said Order to become effective February 29, 2004.

7. Said Order was mailed to Lake Region Water and Sewer Company C/O of Thomas E. Loraine at 4075 Highway 54, Lake Ozark, Missouri 65065, (emphasis added). On today's date, February 24, 2004, the Order was delivered with the corrected address above stated with the addition, Suite 300, Osage Beach, (emphasis added). Applicant did not receive this Order of Dismissal until today, February 24, 2004.

8. In response, Applicant wishes to advise the Commission as follows:

A. The Undersigned Attorney has contacted Keith Krueger, Assistant General Counsel of the Public Service Staff, and has obtained consent to advise the Administrative Law Judge, that Staff has consented to this Order being set aside.

B. During this period of time from November 12, 2003, the Applicant has met with Staff on more than one occasion. In addition, Applicant has been diligently pursuing suggestions made by various Staff members in an attempt to correct deficiencies in the Application.

C. In addition, Staff has inspected and audited Applicant's facilities involving numerous of hours of Staff and Applicant's time.

D. Applicant is in the process of fulfilling all suggestions and compiling said information in a manner to comply with deficiency notice.

E. In addition, these Applications will fulfill a vital service to the Public in a safe and adequate manner, at just and reasonable rates. It is the belief of the Undersigned, that the information to be submitted will include detailed studies showing that the proposed products are feasible, that financing is available on reasonable terms and that a sufficient customer base exist to pay for the project and to fund their future operation.

9. In short, it is the opinion of the Undersigned that the Application can comply with Tartan Energy Company requirements. In the matter of the Application of Tartan Energy Company, 3 Mo.P.S.C. 3d 173 (1994).

WHEREFORE, Applicant respectfully request that the hereinbefore referenced Order be set aside and Applicant be granted additional time to submit further pleadings.

Respectfully submitted,

LORAINÉ & ASSOCIATES



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ATTORNEY FOR LAKE REGION WATER
& SEWER COMPANY

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing Motion for Reconsideration to Order of Dismissal was served upon the attorneys of record in the above cause by faxing and mailing hard copying same to Keith Krueger, Deputy General Counsel, at (573) 751-4440, Post Office Box 360, Jefferson City, Missouri 65102 and Ruth O'Neal, Office of Public Counsel at (573) 751-5562, Post Office Box 2230, Jefferson City, Missouri 65102 on this 24th day of February, 2004.



THOMAS E. LORAINÉ