

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
September 7, 2001**

CASE NO: WO-2002-17

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Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,



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

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

In the Matter of the Application of the City of Hannibal,)
Missouri, and Public Water Supply District No. 1 of)
Ralls County, Missouri, for Approval of a Territorial)
Agreement Concerning Territory Encompassing Part)
of Ralls County, Missouri.)

Case No. WO-2002-17

ORDER ADOPTING PROCEDURAL SCHEDULE

On August 8, 2001, the Commission issued its order setting a prehearing conference and requiring the filing of a proposed procedural schedule in order to bring this matter to a prompt resolution. The prehearing conference was held on August 22, 2001, and the parties filed their joint Proposed Procedural Schedule on August 29, 2001.

The Commission has reviewed the proposed procedural schedule. The parties hope to resolve this matter by a Stipulation and Agreement and thus have not included dates for the filing of testimony or briefs. The Commission, however, must adopt a procedural schedule which will be effective whether or not the case is resolved by the agreement of the parties. Therefore, the Commission will add dates for the filing of prepared testimony and for briefs. In the event that a Stipulation and Agreement is filed, the prepared testimony and briefs need not be filed. The Commission will adopt the proposed procedural schedule as modified and will apply the following conditions to the schedule:

(A) In the event that a unanimous Stipulation and Agreement is not filed by October 1, 2001, the Commission will require the prefiling of testimony as defined in 4 CSR

240-2.130. All parties shall comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

(B) The parties shall agree on and file a list of issues to be determined herein by the Commission. Staff shall be responsible for actually drafting and filing the list of issues and the other parties shall cooperate with Staff in the development thereof. Any issue not included in the issues list will be presumed to not require determination by the Commission.

(C) Each party shall file a list of the witnesses to appear on each day of the hearing and the order in which they shall be called. The parties shall establish the order of cross-examination and file a joint pleading indicating the same.

(D) Each party shall file a statement of its position on each disputed issue, including a summary of the factual and legal points relied on by the party. Such statement shall be simple and concise, shall follow the issues set out in the issues list, and shall not contain argument about why the party believes its position to be the correct one. The position statement shall be filed in both paper form and electronically, either on computer disk or by e-mail. Electronically submitted documents shall be in Word, WordPerfect, or ASCII format. The regulatory law judge's e-mail address is: ktomp099@mail.state.mo.us.

(E) The transcript shall be expedited.

(F) All pleadings, briefs and amendments shall be filed in accordance with 4 CSR 240-2.080. The briefs to be submitted by the parties shall follow the same list of issues as filed in the case. The briefs must set forth and cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the

Commission. Each principal brief shall not exceed 30 pages in length; reply briefs shall not be permitted except by prior leave of the Commission. Briefs need not be filed if a unanimous Stipulation and Agreement is filed.

(G) All parties are required to bring an adequate number of copies of exhibits which they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only three copies of the exhibit are necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the three copies for the court reporter, copies for the five Commissioners, the regulatory law judge, and all counsel.

IT IS THEREFORE ORDERED:

1. That the following procedural schedule is adopted:

List of Issues or Stipulation and Agreement All Parties	October 1, 2001 4:00 p.m.
Direct Testimony All Parties	October 1, 2001 4:00 p.m.
Position Statements and Witness List All Parties	October 9, 2001 4:00 p.m.
Rebuttal Testimony All Parties	October 9, 2001 4:00 p.m.
Evidentiary Hearing	October 15, 2001 10:00 a.m.
Briefs All Parties	October 22, 2001 4:00 p.m.

The hearing will be held at the Commission's offices in the Governor Office Building, 200 Madison Street, Jefferson City, Missouri, a facility which meets the accessibility standards of the Americans with Disabilities Act (ADA). If any person needs additional

accommodations to participate in the hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or 1-800-829-7541 (TDD) prior to the hearing.

2. That the parties shall comply with the conditions set out in this order.
3. That this order shall become effective on September 17, 2001.

BY THE COMMISSION



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

(S E A L)

Kevin A. Thompson, Deputy Chief
Regulatory Law Judge, by delegation
of authority pursuant to Section 386.240,
RSMo 2000.

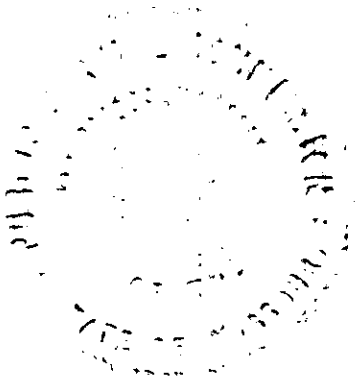
Dated at Jefferson City, Missouri,
on this 7th day of September, 2001.


STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 7th day of Sept. 2001.





Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge