

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 11th
day of October, 1994.

In the matter of the request of J. L. Lewis)
Const., Inc. for cancellation of its)
certificate of convenience and necessity.)
CASE NO. SD-95-24

ORDER CANCELLING CERTIFICATE OF CONVENIENCE AND NECESSITY

On July 25, 1994, J. L. Lewis Construction, Inc. (company) filed with the Missouri Public Service Commission (Commission) a letter requesting cancellation of the company's certificate of convenience and necessity. Company stated that it is no longer providing sewer service for Town and Country Subdivision and no longer needs the certificate of convenience and necessity. Company stated that its former customers had been receiving sewer service from Municipal Utilities of Poplar Bluff, Missouri since 1992.

The certificate of convenience and necessity at issue was originally issued to Elledge-Lewis Enterprises, Inc. In 1990 the corporate name was changed to J. L. Lewis Construction, Inc. and an adoption notice was filed with the Commission indicating that the new company adopted the tariffed rates and schedules of Elledge-Lewis Enterprises, Inc.

On October 4, 1994, the Staff of the Commission (Staff) filed its memorandum recommending cancellation of company's certificate. Staff stated that the City of Poplar Bluff (City) extended sewers into the Town and Country subdivision and has been providing sewer service to company's former customers since September of 1992. Staff stated that, although the City charges a higher amount for providing sewer services, that rate

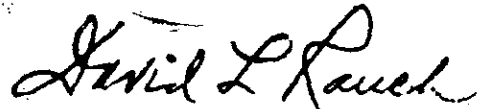
appears to be reasonable. Staff recommended that company's certificate and tariff be cancelled since the company is no longer serving customers.

Having reviewed the company's request and Staff's recommendation, the Commission finds that the information presented is sufficient to support cancellation of its certificate of convenience and necessity. Since the company's former customers are receiving service from the City and company no longer serves any customers the certificate and tariff should be cancelled.

IT IS THEREFORE ORDERED:

1. That the certificate of convenience and necessity and currently effective tariff of J. L. Lewis Construction, Inc., formerly Elledge-Lewis Enterprises, Inc. be cancelled.
2. That this order shall become effective on the date hereof.

BY THE COMMISSION



David L. Rauch
Executive Secretary

(S E A L)

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