

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a Session of the Public Service
Commission held at its office
in Jefferson City on the 25th
day of May, 1994.

Staff of the Public Service Commission	)	
	)	
Complainant,	)	
	)	
vs.	)	<u>CASE NO. GC-94-261</u>
	)	
The City of Hermann, by and through	)	
the Hermann Gas System, 207 Schiller,	)	
Hermann, Missouri 65041, and Utility	)	
Consultants, Inc., 120 S. Market,	)	
Suite 620, Wichita, Kansas 67202.	)	
	)	
Respondent.	)	

ORDER DISMISSING COMPLAINT AND CLOSING CASE FILE

On February 28, 1994, the Staff of the Public Service Commission (Staff) filed a Complaint with the Commission against the City of Hermann, by and through the Hermann Gas System, Hermann Missouri, and Utility Consultants, Inc., Wichita, Kansas (Respondent). A Notice of Complaint was issued by the Commission on March 4, 1994. Respondent filed a Motion for Extension of Time in Which to File Answer to Complaint on March 18, 1994; an extension of time was granted until May 4, 1994. Respondent filed its Answer and a Motion for Summary Judgment on May 4, 1994. Staff filed a Request for Extension of Time on May 16, 1994, requesting additional time to answer Respondent's Motion for Summary Judgment. The extension of time was granted on May 19, 1994; Staff filed its response on May 19, 1994, seeking to withdraw its complaint by agreement of the parties.

The Commission, after reviewing the pleadings of the parties filed in this case, finds that the complaint has been withdrawn and the proceeding should be dismissed and the case closed pursuant to 4 CSR 240-110 (7).

IT IS THEREFORE ORDERED:

1. That the Complaint of Staff of the Public Service Commission against the City of Hermann, by and through the Hermann Gas System, Hermann Missouri, and Utility Consultants, Inc., Wichita, Kansas, is dismissed.
2. That the docket in Case no. GC-94-261 is closed.
3. That this order shall become effective on June 7, 1994.

BY THE COMMISSION



David L. Rauch
Executive Secretary

(S E A L)

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