

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

Staff of the)
Missouri Public Service Commission,)
)
Complainant,)
)
vs.)
)
Consolidated Public Water Supply District,)
C-1 of Jefferson County, Missouri,)
)
and)
)
City of Pevely, Missouri,)
)
Respondents.)

File No. WC-2014-0018

**RESPONDENT CITY OF PEVELY'S NOTICE OF WILLINGNESS TO COMPLY
AND REQUEST FOR STAY AND RELIEF FROM FURTHER ACTION**

COMES NOW Respondent, City of Pevely, Missouri ("Pevely"), and through the submission of this *Notice of Willingness to Comply and Request for Stay and Relief from Further Action*, notifies the Commission of Pevely's willingness to comply with the Commission's *Report and Order* in the above stated matter and requests a stay of the *Report and Order* and relief from further action as to Pevely, and in support thereof states:

1. The Missouri Public Service Commission issued its *Report and Order* in the above stated matter on January 21, 2015, with an effective date of February 20, 2015 (the "Order").
2. The Order directs that "Consolidated Public Water Supply District C-1 of Jefferson County, Missouri and the City of Pevely, Missouri shall submit a territorial agreement for Commission approval no later than February 27, 2015," and that if Respondents fail to comply with this Order, the Commission may consider further action.
3. On January 27, 2015, undersigned counsel for Pevely sent correspondence to counsel for

the Consolidated Public Water Supply District C-1 of Jefferson County, Missouri (“C-1 Water District”), regarding Pevely’s willingness to comply with the Order and seeking information regarding C-1 Water District’s intention so that Respondents could proceed with the approval process.

4. On February 10, 2015, counsel for C-1 Water District informed undersigned counsel for Pevely that C-1 Water District currently intends to seek rehearing and thereafter an appeal of the Order.

5. Pevely now gives notice to the Commission of its willingness to comply with the Order but, in light of C-1 Water District’s intention to seek rehearing and appeal, it is unable to comply with the Order’s joint mandate imposed on Respondents. In addition, Mo. Rev. Stat. § 247.172 (Supp. 2013) and 4 C.S.R. § 240-3.625 contemplate Respondents’ mutual action in seeking the Commission’s approval of a territorial agreement.

6. Therefore, Pevely requests that the Commission stay enforcement of the Order and provide Pevely with relief from any further action that the Commission may take as a result of non-compliance with the Order.

WHEREFORE, Pevely requests an order from the Commission staying enforcement of the *Report and Order* in the above stated matter and relief from any further action with regard to Pevely.

Respectfully submitted,

/s/ Terrance J. Good

Terrance J. Good #25336

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was mailed by U.S. Mail on this 11th day of February, 2015, unless served electronically via EFIS to:

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