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December 18, 2001

Hon. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, Mo 65102

FILED³
DEC 21 2001

Attn: Filing Desk

Missouri Public
Service Commission

Re: Environmental Utilities, LLC
WA-2002-65

Dear Judge Roberts:

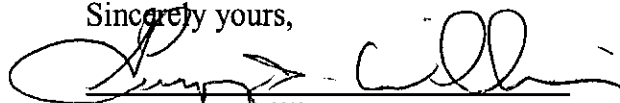
Please find enclosed the original and 9 copies of the following:

1. Applicant's Response to Motion to Shorten Time by Intervenor Hancock Construction Company.

An additional copy of the same is enclosed to be stamped "filed" and returned to me in the enclosed envelop.

If you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely yours,


Gregory D. Williams

cc: Morris Woodruff by fax to 573-526-6010
Victoria Kizito
Ruth O'Neill
Thomas E. Loraine

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the matter of the application of Environmental Utilities, LLC)
for permission, approval, and a certificate of convenience and)
necessity authorizing it to construct, install, own, operate,)
control, manage and maintain a water system for the)
public located in unincorporated portions of Camden County,)
Missouri (Golden Glade Subdivision).)

Case No. WA-2002-65

FILED³

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APPLICANT'S RESPONSE TO MOTION TO SHORTEN TIME BY INTERVENOR HANCOCK CONSTRUCTION COMPANY

COMES NOW Environmental Utilities, LLC and for its response to the Motion to Shorten Time filed herein by Intervenor Hancock Construction Company states:

1. On December 13, 2001 Intervenor submitted its Data Requests 1, 2, and 3 to the Applicant herein.
2. Said Data Requests include requests for cancelled checks written during the month of December 2001, neither the originals nor photocopies of which are not in the possession of Applicant, and some of which have not yet cleared the banking institution on which they are drawn, and copies thereof will not be available until after December 31, 2001 for the Applicant to obtain.
3. Applicant's counsel's office will be closed for the holidays from December 22 until January 2, 2001, and counsel will be out of state during said time.
4. Shortening the time for response to said data requests from January 1 (a legal holiday) until December 27 would require that the Applicant either make an incomplete response to said data requests, or, respond that said documents are not available, while said documents should be available on or about January 2, 2001.

5. Shortening the time for response from January 1 to December 27 would also place an unreasonable burden on Applicant and its counsel by requiring that counsel attempt to file documents with the Commission during a holiday vacation while out of state.
6. Applicant would direct the Commission's attention to the fact that the data requests are directed to a person not a party to this proceeding, i.e. counsel for the Applicant, and that the Commission's Rules do not provide for the submission of data requests to such non-parties.
7. The Applicant would further direct the Commission's attention to the fact that the Intervenor has failed to state any cause, much less good cause, for its failure to request the information set forth in its Data Requests 1, 2 and 3 in a timely manner that would not impose an unreasonable burden on the Applicant or its counsel, and would further note that the information requested in said data requests is supporting information for the accounting schedules provided to the Office of Public Counsel in November in response to OPC Data Request 1003 on November 19, 2001, and an updated version of which was attached to the pre-filed Surrebuttal Testimony of Debra J. Williams, and which supporting detail was inspected and audited by Staff Witness James Russo on November 29, 2001 in preparation for the evidentiary hearing herein.
8. No good cause having been shown as to why this supporting detail is required in preparation for the evidentiary hearing, or for failing to request the same in a timely manner given that both OPC and Staff did inspect and verify said supporting detail to their reasonable satisfaction during the month of November, the Commission can only conclude that good cause does not exist to grant the Intervenor's Motion to Shorten Time.

WHEREFORE, Applicant prays that the Commission deny the Intervenor's Motion to Shorten Time.



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CERTIFICATE OF SERVICE

I, Gregory D. Williams, do hereby certify that a true copy of the foregoing was on this 18th day of December 2001, mailed, postage prepaid, and transmitted by e-mail, to the following,:

M. Ruth O'Neill
Office of Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Victoria Kizito
General Counsel, Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Thomas E. Loraine
4075 Highway 54, Suite 300
Osage Beach, MO 65065



Gregory D. Williams