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ALSO ADMITTED IN \*FLORIDA  
ALSO ADMITTED IN \*\*OREGON  
ALSO ADMITTED IN \*\*\*TEXAS

January 16, 2001

FILED<sup>3</sup>

JAN 19 2001

Mr. Dale Hardy Roberts  
Executive Secretary  
Missouri Public Service Commission  
P.O. Box 360  
Jefferson City, MO 65102

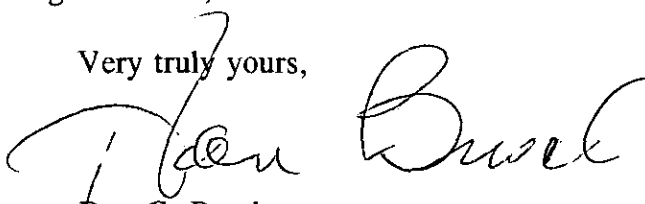
Missouri Public  
Service Commission

RE: Ozark Water and Wastewater Management Co., Inc. - Case No. SM-2000-608

Dear Mr. Roberts:

Enclosed herein are two documents, both of which have an original with fourteen (14) copies. The first document is a Notice of Change of Address of the undersigned in the above matter. The second is an opposition to the proposed intervention of Familia Limited Partnership on behalf of Ozark Water and Wastewater Management Co., Inc.

Very truly yours,

  
Don G. Busch

DGB:sg

Enclosures

cc: General Counsel, PSC  
Office of Public Counsel  
Office of Attorney General  
Bill G. Todd, Esq.  
Rodric A. Widger, Esq.

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

**FILED**

JAN 19 2001

Missouri Public  
Service Commission

In the Matter of Application of Ozark )  
Water and Wastewater Management Co., Inc. )  
to Seel and Transfer its Franchise, Treatment )  
Plant and Substantially All its Assets to )  
Northern Christian County Regional )  
Wastewater Facility, Inc. a Non-Profit Sewer )  
Corporation under §393.825, RSMo. )

Case No. SM-2000-608

**RESPONSE OF OZARK WATER AND WASTEWATER MANAGEMENT  
CO., INC., TO THE REQUEST OF FAMILIA LIMITED PARTNERSHIP  
TO INTERVENE OUT OF TIME**

**COMES NOW** Ozark Water and Wastewater Management Co., Inc. and requests the Public Service Commission deny the Application of Familia Limited Partnership d/b/a English Village Mobile Home Community to intervene out of time for the following reasons:

1. Notwithstanding there was no formal notice to Familia Limited Partnership of this proceeding, the staff of the Public Service Commission and staff of the Missouri Department of Natural Resources which Department has intervened herein, have for months been in contact from time to time with principals of Familia Limited Partnership with regard to this proceeding so that Familia Limited Partnership has for some months known of this matter and could have sought to intervene at a timely and appropriate way.

2. There was a meeting on December 28, 2000 of the customers of Ozark Water and Wastewater Management Co., Inc. intended to answer questions of the customers with regard to questions posed by the present application. The meeting was, in fact, held on the premises of the English Village Mobile Home Community and Familia's Mobile Home Park manager was in attendance asking questions posed by the principal owner of Familia.

3. For some several months efforts had been made by the parties hereto to resolve this dispute and there have been at least two meetings with the staff of the Public Service Commission in Jefferson City with the Applicant and others, all of which has required substantial effort and expenditure by all of the parties, including the undersigned.

4. To allow an intervention at this date so as to raise issues which could have been raised some months ago by a timely intervention by Familia Limited Partnership, is a burden on the parties to this proceeding and particularly a burden to Ozark Water and Wastewater Management Co., Inc., which is not ameliorated by the fact that the intervenor proposes to meet the procedural schedule in as much as entirely new matters would be interjected into that schedule not anticipated by the parties hereto.

5. The office of Public Counsel can adequately represent Familia Limited Partnership as a customer of Ozark Water and Wastewater Management Co., Inc., and is diligently pursuing its obligation of representing the public and the customers of Ozark Water and Wastewater Management Co., Inc., and has been active in securing from applicant numerous pieces of information.

**WHEREFORE**, Ozark Water and Wastewater Management Co., Inc. asks that the request of Familia Limited Partnership to intervene be denied.

Respectfully Submitted,  
CARNAHAN, EVANS, CANTWELL  
& BROWN, P.C.

By: 

Don G. Busch - Missouri Bar No. 16510

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**CERTIFICATE OF SERVICE**

The undersigned certifies that a complete copy of the foregoing document was served upon:

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

Deborah Neff  
Assistant A.G.  
P.O. Box 899  
Jefferson City, MO 65102

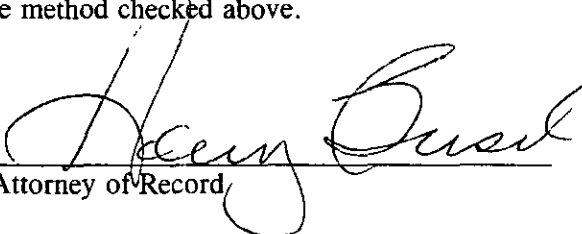
Office of Public Counsel  
P.O. Box 7800  
Jefferson City, MO 65102

Bill G. Todd  
P.O. Box 2119  
Nixa, MO 65714

Rodric A. Widger  
P.O. Box 4929  
Springfield, MO 65808-4929

- (X)A. by enclosing same in envelopes addressed to said attorneys at their business addresses as disclosed in the pleadings of record herein, with first class postage fully prepaid, and by depositing said envelopes in a U.S. Post Office mailbox in Springfield, Missouri;
- ( )B. by leaving same in the business office of said attorneys with a secretary or receptionist thereof;
- ( )C. by handing same to said attorneys;
- ( )D. by sending via facsimile transmission to said attorneys to their facsimile number;

on the 16<sup>th</sup> day of January, 2001, by the method checked above.

  
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Attorney of Record