

FLYNN DAVENPORT

LLC

PATRICK S. FLYNN
CYNTHIA M. DAVENPORT
AMY SANCHEZ

April 26, 2006

FILED⁴

APR 27 2006

Colleen Dale
Missouri Public Service Commission
200 Madison
Jefferson City, Missouri 65101

Missouri Public
Service Commission

Re: Lincoln County Utilities Co., et al
Case No. SM-2006-0369

Dear Ms. Dale:

First, my apologies to the Commission and its members for the delay in this filing. I pledge to be diligent in future filings.

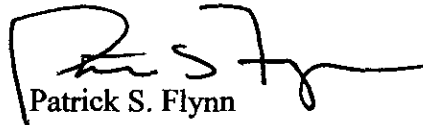
Please file the following with the Commission:

- 1) The original and eight copies of Motion for Leave to File Out of Time
- 2) The original and eight copies of the Supplemental Pleading and Response to Commission's Order Directing Filing
- 3) The Certificate of Service for the original application

I appreciate your assistance in these matters.

Sincerely,

FLYNN AND DAVENPORT LLC


Patrick S. Flynn

Enclosures

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

FILED⁴

APR 27 2006

In the Matter of Lincoln County Utilities Co.'s)
Application to Sell Its Sewer/Treatment Facility)
to the Public Water Supply District No. 1 of)
Lincoln County, Missouri.)

Missouri Public
Service Commission

Case No. SM-2006-0369

MOTION FOR LEAVE TO FILE OUT OF TIME APPLICANT'S
SUPPLEMENTAL PLEADING AND RESPONSE TO COMMISSION'S ORDER
DIRECTING FILING PURSUANT TO COMMISSION RULE 4 CSR 240-2.050(3)

Comes now, the Applicant, Lincoln County Utilities Co., by and through their attorney Patrick S. Flynn, Flynn and Davenport LLC and requests leave to file out of time applicant's Supplemental Pleading and Response to Commission's Order Directing Filing pursuant to Commission Rule 4 CSR 240-2.050(3) and states as follows:

1) This is applicant's counsel's first appearance before the Commission.

Applicant's counsel, nor counsel's firm, have ever appeared before the Commission and as such counsel's office has been unfamiliar with the procedures.

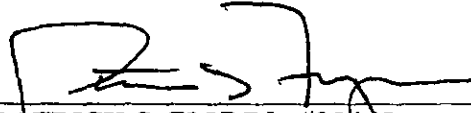
2) Applicant's counsel states that the delay was not due to malice but rather excusable inadvertence.

3) Applicant's counsel's office has been appraised as to how to properly handle and docket this case in the future.

4) Applicant's counsel apologizes to the Commission and its members for the delay in this filing and pledges to make timely any future requests of the Commission.

Wherefore, Applicant, Lincoln County Utilities Co., prays that the Public Service Commission grant its Motion for Leave to File Out of Time Applicant's Supplemental Pleading and Response to Commission's Order Directing Filing Pursuant to Commission Rule 4 CSR 240-2.050(3) and further requests the Commission to grant its application to sell its assets to the Public Water Supply District No. 1 of Lincoln County, Missouri.

FLYNN & DAVENPORT LLC



PATRICK S. FLYNN, #38465

Attorney for Applicant

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing was hand-delivered to the Office of Public Counsel and General Counsel of the Commission at 200 Madison Jefferson City, Missouri 65101 and by mail to Mark C. Piontek, Lewis, Rice & Fingersh, L.C. 1200 P.O. Box 1040 Washington, Missouri 63090 this 27th day of APRIL, 2006.



Patrick S. Flynn

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

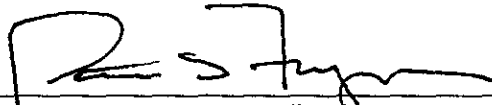
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Case No. SM-2006-0369

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Application for the above was hand-delivered to
the Office of Public Counsel and General Counsel of the Commission at 200 Madison
Jefferson City, Missouri 65101 this 27th day of April, 2006.

FLYNN & DAVENPORT LLC



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