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STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
TRANSCRIPT OF PROCEEDINGS

Local Public Hearing

May 9, 2017

Warrensburg, Missouri

Volume 1

In the Matter of the Application of File No.
Elm Hills Utility Operating Company, SM-2017-0150,
Inc. and Missouri Utilities Company et al.
for Elm Hills to Acquire Certain Water
and Sewer Assets of Missouri Utilities
Company, For a Certificate of Convenience
and Necessity, and, in Connection Therewith,
to Issue Indebtedness and Encumber Assets

KIM S. BURTON, Presiding
SENIOR REGULATORY LAW JUDGE

DANIEL Y. HALL, Chairman
WILLIAM P. KENNEY, Commissioner

REPORTED BY:
BETH A. KALTENBERGER
CSR, CCR, RPR, CRR

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A P P E A R A N C E S

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Public Service Commission:

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P.O. Box 456
Jefferson City, Missouri 65102
(573) 635-7166

1 PROCEEDINGS

2 JUDGE BURTON: Let's go on the record in
3 the matter of the application of Elm Hills Utility
4 Operating Company, Incorporated, a Missouri Utilities
5 Company, for Elm Hills to Acquire Certain Water and
6 Sewer Assets of Missouri Utilities Company for
7 Certificate of Convenience and Necessity, and, in
8 Connection Therewith, to Issue Indebtedness and to
9 Encumber Assets, File Number SM-2017-0150, et al.

10 Good afternoon, everyone. Today is
11 May 9th, 2017. The time is a little after noon. We
12 are at the Elliott Student Union, Room 236, in
13 Warrensburg, Missouri. The Commission has set this
14 time for a local public hearing on the application.

15 My name is Kim Burton, and I welcome you to
16 today's hearing. We also have with us Chairman Daniel
17 Hall and Commissioner Bill Kenney.

18 At this time I would ask the parties to
19 enter their appearance for the record, and we'll begin
20 with Elm Hills Utility Operating Company.

21 MR. COOPER: Dean Cooper from the law firm
22 of Brydon, Swearingen & England, Dean, D-E-A-N,
23 Cooper, C-O-O-P-E-R, P.O. Box 456, Jefferson City,
24 Missouri 65102, appearing on behalf of Elm Hills
25 Utility Operating Company, Inc.

1 JUDGE BURTON: Thank you.

2 And on behalf of Missouri Utilities
3 Company? Seeing no one present.

4 On behalf of the staff of the Missouri
5 Public Service Commission?

6 MS. PAYNE: Whitney Payne, appearing for
7 the staff of the Missouri Public Service Commission,
8 and I previously provided my information to the court
9 reporter.

10 JUDGE BURTON: Thank you.

11 On behalf of the Office of Public Counsel?

12 MR. SMITH: Ryan Smith, Senior Counsel,
13 Office of the Public Counsel. Our address is 200
14 Madison Street, Jefferson City, Missouri, zip code
15 65101 -- 2. I may have messed that up.

16 JUDGE BURTON: Subject to check.

17 And I apologize for the feedback we're
18 having from the microphones. There's already been a
19 presentation by the company and representatives from
20 staff from public counsel to answer any questions
21 about this application that is pending before the
22 Missouri Public Commission. Now is an opportunity
23 that we provide for any constituents or members of the
24 public who would like to testify and who would like to
25 have an opportunity to express any of their concerns

1 to the commission. I don't see a list that has been
2 prepared for any individuals that may have already
3 predetermined that they would like to testify, but I
4 will offer that opportunity at this time.

5 Is there anyone here who would like to
6 offer testimony for the record?

7 Thank you, sir. You may come on up. Would
8 you please raise your right-hand. Do you swear or
9 affirm that the statements you are about to give will
10 be the truth, the whole truth, and nothing but the
11 truth?

12 MR. RODE: Yes, I do.

13 JUDGE BURTON: Would you please state and
14 spell your name, slowly.

15 Ronald Rode, R-O-N-A-L-D, R-O-D-E.

16 JUDGE BURTON: Thank you. And you may
17 provide your statements.

18 MR. RODE: I've lived in State Park Village
19 since about '99, and I've been a member of the board
20 for about 10 years, and the attendance here today
21 doesn't really surprise me. I know we've been
22 struggling with the -- we have annual meetings and
23 stuff, and our turnout is usually one or two families.
24 And I follow O&M Enterprise, the people that maintain
25 the sewer plant, goes by my house quite a bit, and I

1 know the struggles we have had as a corporation to try
2 to meet all the regulations. I think this is a good
3 adventure for our area. Thank you.

4 JUDGE BURTON: Let me just see if there's
5 any questions from the commission.

6 COMMISSIONER KENNEY: Thank you, Mr. Rode.

7 JUDGE BURTON: Are there any other
8 individuals who would like to offer statements for the
9 record? Seeing none, we will go ahead and conclude
10 today's hearing. Just a reminder that the commission
11 does have another local hearing scheduled for 6:00
12 this evening in Sedalia, Missouri, and if there are
13 any additional questions, you can actually post
14 comments concerning this application or check on the
15 status of the application by going to the Missouri
16 Public Service Commission's website and looking at its
17 electronic filing and information system. And if you
18 would like to know how to get access to that, you can
19 feel free to ask representatives from staff or from
20 public counsel after we conclude and go off the
21 record.

22 Thank you everyone, and have a good day.

23 (Conclusion at 12:27 p.m.)

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CERTIFICATE OF REPORTER

I, Beth A. Kaltenberger, a Certified Court Reporter for the state of Missouri, Certified Shorthand Reporter, Registered Professional Reporter and Certified Realtime Reporter, do hereby certify that the Public Service Hearing aforementioned was held on the time and in the place previously described.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day of May, 2017.



BETH A. KALTENBERGER, RPR, CRR
Missouri CCR No. 1335

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