BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of KMB Utility)	
Corporation to Transfer the Assets of Cape Rock)	Case No. SO-2009-0174
Village Sewer System to Triple C Development,)	
HC.		

OFFICE OF THE PUBLIC COUNSEL'S REQUEST FOR EXTENSION OF TIME TO FILE RECOMMENDATION

COMES NOW the Office of the Public Counsel (Public Counsel) and for its Request for Extension of Time to File Recommendation states as follows:

- 1. On November 18, 2008, the Missouri Public Service Commission (Commission) issued its Order Providing Notice, Establishing Intervention Deadline, and Directing Response ordering that the Staff shall, and any other party may, file a recommendation regarding the joint application no later than December 9, 2008.
- 2. On December 8, 2008, the Commission issued its Order Relieving Staff of Obligation to File a Recommendation by Previously Established Date and Directing Staff to File a Progress Report wherein the Commission's Staff is relieved of its obligation to file a recommendation by December 9, 2008.
- 3. The December 8, 2008 Order stated that since Staff's ability to file its recommendation is dependent upon its receipt of additional information from the applicants, the Commission will not establish a new date for Staff to file its recommendation at this time. The Order made no mention of establishing a new date for other parties wishing to file a recommendation.
- 4. Public Counsel states that its recommendation is also dependent upon the additional information from the applicants. Therefore, Public Counsel requests an extension of time to file its recommendation to at least the same date as to be set for the Staff recommendation.

WHEREFORE, Public Counsel respectfully requests that the Commission grant its request for an extension of time to file its recommendation.

Respectfully submitted,

OFFICE OF THE PUBLIC COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to the following this 9th day of December 2008:

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