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October 30, 2002

FILED²

OCT 31 2002

Public Service Commission
Governor State Office Building
Jefferson City, MO 65102

Missouri Public
Service Commission

RE: In the Matter of the Application of Ozark Water and Wastewater Management Co., Inc. to Sell and Transfers its Franchise, Treatment Plant and Case No. SM-2000-608 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

Dear Sir/Madam:

Enclosed for filing please find an original and 9 copies of Intervenor Department of Natural Resources' Motion in Support of the Commission Retaining this Proceeding. Please stamp "filed" on the extra copy for my files. Thank you.

Sincerely,

JEREMIAH W. (JAY) NIXON
Attorney General

DEBORAH NEFF
Assistant Attorney General

DJN:pah
Enclosures
c: Counsel of Record

FILED²

OCT 31 2002

BEFORE THE PUBLIC SERVICE COMMISSION
STATE OF MISSOURI

Missouri Public
Service Commission

In the Matter of the Application of Ozark Water)
and Wastewater Management Co., Inc. to Sell and)
Transfers 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

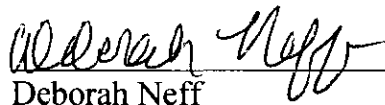
**INTERVENOR DEPARTMENT OF NATURAL RESOURCES' MOTION
IN SUPPORT OF THE COMMISSION RETAINING THIS PROCEEDING**

On October 9, 2002, Chief Regulatory Law Judge Dale Hardy Roberts issued a second order directing applicant to file a statute report concerning its anticipated filing of an Amended Application within the near future. On or about October 15, 2002, Don G. Bush, the attorney of record for Ozark Water and Wastewater Management Company, Inc. filed a second record on the status of the pending application and specifically requested the Commission to retain this proceeding before the Commission in order that Ozark Water and Wastewater Management Company may files its Amended Application.

Intervenor Missouri Department of Natural Resources has read the second report on the status of the pending application and believes it to be true and accurate. Further, the Missouri Department of Natural Resources also requests the Commission to retain this proceeding before it in order that the Ozark Water and Wastewater Management Company, Inc. may file its Amended Application. This has been a complicated matter and that there have been multiple third parties in which to deal with in order to make the transfer of assets to a not-for-profit corporation occur. The transfer of assets to the English Village not-for-profit sewer corporation is believed by the Missouri Department of Natural Resources to be

in the best interest of the citizens that are presently served by the Ozark Water and Wastewater Management Company, Inc. and also would be in the best interest of the environment in that area.

Respectfully submitted,
JEREMIAH W. (JAY) NIXON
Attorney General


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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was mailed, postage prepaid, by United States mail, this 3rd day of October, 2002, to:

Office of the Public Counsel
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