

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

In the Matter of the Application of Elm Hills)	
Utility Operating Company, Inc., for)	File No. SM-2020-0146
Authority to Acquire Certain Sewer)	
Assets)	

In the Matter of the Application of Elm Hills)	
Utility Operating Company, Inc., for)	File No. SA-2020-0152
a Certificate of Convenience and Necessity as an)	
Expansion of the Existing Service Area)	

ELM HILLS’ RESPONSE TO MOTION TO CONSOLIDATE

COMES NOW Elm Hills Utility Operating Company, Inc. (“Elm Hills”), and, as its *Response to Motion to Consolidate*, states as follows to the Missouri Public Service Commission (“Commission”):

1. Elm Hills filed an *Application and Motion for Waiver* (“Application”) on November 22, 2019. The Application was assigned File Nos. SM-2020-0146 (acquisition of the sewer assets of Central Rivers Wastewater Utility, Inc.) and SA-2020-0152 (request for a certificate of convenience and necessity related to a new subdivision adjacent to certain Central Rivers facilities). On January 17, 2020, the Staff of the Commission filed a *Status Report and Motion to Consolidate*. The Commission’s *Order Directing Responses* issued January 21, 2020, directed that Elm Hills respond to the Motion to Consolidate.

2. Commission Rule “[20 CSR 4240-2.110(3)] allows the Commission to consolidate pending actions involving related questions of law or fact.” *Order Consolidating Cases, In the Matter of the Application of Oakview Water and Sewer Company, LLC*, Case No. WA-2007-0201 (December 4, 2006).

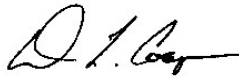
3. Elm Hills agrees that there are “related questions of law or fact” between these two matters. Both involve Elm Hills qualifications to provide sewer services and, more

specifically, Elm Hills' proposed provision of service to the area of the requested certificate of convenience and necessity is dependent upon the acquisition of the Central Rivers sewer assets.

4. Accordingly, Elm Hills supports the Staff's *Motion to Consolidate*.

WHEREFORE, Elm Hills respectfully requests the Commission consider this *Response to Motion to Consolidate* and issue such orders as it should find to be reasonable and just.

Respectfully submitted,



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**ATTORNEYS FOR ELM HILLS
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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on January 22, 2020, to the following:

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