

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

In the Matter of the Application of Confluence)
Rivers Utility Operating Company, Inc. and)
Terry Jarrett, Receiver, for Confluence Rivers to) File No. SA-2023-0215
Obtain a Certificate of Convenience and)
Necessity and to Acquire Certain Sewer Assets)

JOINT MOTION FOR EXTENSION

COMES NOW Confluence Rivers Utility Operating Company, Inc. and Terry Jarrett, Receiver for the sewer assets of Kenneth Jaeger (“Applicants”), and, as their *Joint Motion for Extension*, state as follows to the Missouri Public Service Commission (“Commission”):

1. On April 6, 2023, the Staff of the Commission (“Staff”) filed its *Staff Recommendation* recommending denial of Applicant’s requested Certificate of Convenience and Necessity. No party has yet responded to the *Staff Recommendation*.

2. The subject system is the subject of litigation brought by the Missouri Attorney General’s Office. In December of 2021, the Missouri Attorney General’s Office filed its *Petition and Motion to Appoint Receiver* in Ralls County Circuit Court, Case No. 21RL-CV00330, citing continued violation of the Missouri Clean Water Law, §§ 644.006 through 644.150, RSMo, in that the subject sewage lagoon has periodically discharged effluent into a tributary of the Salt River since its construction due to improper maintenance.¹

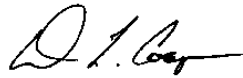
3. Staff is concerned about inclusion of the intended irrigation zone in the requested area for the certificate of convenience and necessity. As indicated to Staff on April 4, 2023, Confluence Rivers will seek to amend its application to include the subject area in the map and legal description of the area for which a CCN is sought.

¹ See also: *Report and Order*, pp. 4-5, Commission Case No. SO-2008-0358 (July 15, 2008).

4. Commission Rule 20 CSR 4240-2.080 would require that any response to the Staff Recommendation be filed within ten days (or, in this case, by April 17, 2023²). It is not likely that Confluence Rivers' motion for leave to amend will be ruled on by the Commission prior to April 17, 2023. Accordingly, Applicants request that the Commission permit them until May 1, 2023, to respond to the *Staff Recommendation*.

WHEREFORE, Applicants request that the Commission extend the deadline for their response to the Staff Recommendation until May 1, 2023, and grant such other and further relief as the Commission considers just in the circumstances.

Respectfully submitted,



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**ATTORNEYS FOR
CONFLUENCE RIVERS UTILITY
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² Ten days would be a Sunday, April 16, 2023.

//S// Terry Jarrett
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**COURT APPOINTED RECEIVER FOR THE
LOST VALLEY SUBDIVISION ASSETS**

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was sent by electronic mail, on April 12, 2023, to the following:

Office of the General Counsel
staffcounsel@psc.mo.gov

Office of the Public Counsel
opcservice@opc.mo.gov

Paul Graham
Paul.Graham@psc.mo.gov

