

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

Stoddard County Sewer Company, Inc.,)
R.D. Sewer Co., LLC and the Staff of the)
Missouri Public Service Commission for an) **Case No. SO-2008-0289**
Order Authorizing Stoddard County Sewer)
Co., Inc., to Transfer its Assets to R.D. Sewer)
Co., LLC and for Interim Rate Increase)

**STAFF’S MOTION FOR PERMISSION TO LATE FILE STATUS REPORT
AND REQUEST TO DISCONTINUE FILING STATUS REPORTS**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), by and through the undersigned attorney, and submits this *Motion for Permission to Late File Status Report and Request to Discontinue Filing Status Reports* to the Missouri Public Service Commission (Commission) and states the following in support:

1. On October 23, 2008, the Commission issued a *Report and Order (Order)* in R.D. Sewer Company, L.L.C’s (Company) last rate case, Case No. SO-2008-0289 with an effective date of November 2, 2008.

2. The *Order* included the following paragraph:

15. “Beginning on November 1, 2009, the Staff of the Missouri Public Service Commission shall commence annual inspections on R.D. Sewer Company, L.L.C.. and shall within thirty days of completion those inspections file with the Commission a report describing the operating conditions of R.D. Sewer Company, L.L.C.’s waste water treatment plant.”

3. On December 1, 2011, Staff performed an inspection on R.D. Sewer Company and determined that improvements to the treatment plant and collection system had been made which had improved the operations and overall appearance of the plant. Staff also determined that the Company did not receive any violations from the Missouri Department of Natural Resources in 2011. See Attached Memorandum

from Mr. Steve Loethen, Utility Operations Technical Specialist II, incorporated by reference herein as Appendix A.

4. Staff seeks permission to late file Appendix A, and apologizes for the delay of such filing that resulted simply due to the press of other business and the knowledge that the Company would be filing a rate case in the near future.

5. On January 31, 2012, the Company filed a Request for Increase in Annual Sewer Operating Revenues.

6. As referenced in Appendix A, Staff is satisfied with the current status of the Company and because the Company has filed a new rate case wherein Staff will perform a complete audit and investigation as a result, Staff hereby requests that it be relieved from filing reports on annual inspections for this Company.

7. Staff routinely performs inspections on regulated water and sewer systems. Staff will be able to more efficiently utilize its resources without being required to perform an inspection of this system on any particular date, but when it works best with other scheduled work, as Staff conducts an inspection with each rate case and at other times throughout the year when appropriate.

WHEREFORE, Staff respectfully submits this *Motion for Permission to Late File Status Report and Request to Discontinue Filing Status Reports* for the Commission's information and consideration and requests that Staff be relieved from the requirement of filing Status Reports in this matter as a result of its yearly inspections.

Respectfully submitted,

/s/ Rachel M. Lewis

Rachel M. Lewis
Deputy Counsel
Missouri Bar No. 56073

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed or hand-delivered, transmitted by facsimile or by electronic mail to all counsel of record on this 5th day of April, 2012.

/s/ Rachel M. Lewis

Memorandum

Regarding: Case No. SO-2008-0289

From: Steve Loethen
Utility Operations Technical Specialist
Water and Sewer Department

On December 1, 2011, I performed an inspection on R. D. Sewer Company (Company) pursuant to the Commission's Report and Order in Case No. SO-2008-0289 which included the following ordered paragraph:

15. Beginning on November 1, 2009 the Staff of the Missouri Public Service Commission shall commence annual inspections on R.D. Sewer Company, L.L.C. and shall within thirty days of completion those inspections file with the Commission a report describing the operating conditions of R.D. Sewer Company, L.L.C.'s waste water treatment plant.

While this report does not meet the 30-day deadline as stipulated in the Report and Order, my inspection was completed around that time. The wastewater treatment facility was operating properly and in good condition at the time of my inspection. The Company has continued to make improvements to the treatment plant and collection system which has improved the operations and overall appearance of the plant.

Due to the improved nature of the entire system and Staff's general duty to ensure safe and adequate service, Staff respectfully requests to be relieved from the conditions imposed by the Commission in its Report and Order. Staff generally attempts to perform regular inspections of all regulated water and sewer systems. Further, whenever a system files a rate request, Staff performs an inspection at that time. Staff also provides technical assistance and investigates complaints as necessary and may perform an inspection during one of these instances. Thus, the flexibility to inspect this facility at times other than November of each year allows Staff to more efficiently utilize its resources and be more responsive to ever changing conditions.

I contacted DNR and R.D. Sewer has had no violations in 2011.

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF MISSOURI

In the Matter of the Joint Application of Stoddard)
County Sewer Company, Inc., R.D. Sewer Co., L.L.C.)
and the Staff of the Missouri Public Service Commission)
for an Order Authorizing Stoddard County Sewer Co., Inc.)
to Transfer its Assets to R.D. Sewer Co., L.L.C., and for an)
Interim Rate Increase.)
)

Case No. SO-2008-0289

AFFIDAVIT OF STEVEN G. LOETHEN

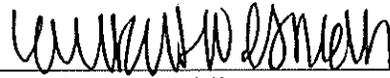
STATE OF MISSOURI)
) ss
COUNTY OF COLE)

I, Steven G. Loethen, of lawful age, on oath states: that he has participated in the preparation of the memorandum and the accompanying motion; that he has knowledge of the matters set forth in such report; and that such matters are true and correct to the best of his knowledge and belief.



Steven G. Loethen

Subscribed and sworn to before me this 5 day of April 2012.



Notary Public

My commission expires 6/21/12

