

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

**In the Matter of the Application of RDG)
Development LLC's for an Extension of) File No. SO-2011-0019
Time to File Annual Report)**

STAFF RECOMMENDATION

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), by and through its attorney and, for its *Staff Recommendation*, states to the Missouri Public Service Commission ("Commission") as follows.

1. RDG Development, LLC (RDG) was granted an initial Certificate of Public Convenience and Necessity with an effective date of December 18, 2009 in Commission Case No. SA-2010-0096; RDG's tariffs were not approved for service until 2010.

2. On July 23, 2010, RDG filed a request for an extension of the time by which it must file its Annual Report regarding its sewer utility service.

3. In support of its request for extension, RDG stated that it had assumed that it was not required to file an annual report for the year of 2009 since RDG provided no regulated service and had no regulated revenues that year.

4. On July 26, 2010, the Commission ordered the Staff to file its recommendation concerning the request for extension no later than August 5, 2010. This Recommendation responds to the Commission's Order.

5. RDG has a pending case before the Commission where RDG has applied to sell its assets to Greenwood Hills Homeowner's Association in Commission Case No. SO-2011-0012.

6. Section 393.140(6), RSMo. 2000, requires that every corporation under the supervision of the Commission shall file an annual report. Additionally, 4 CSR 240-3.335 provides that RDG must submit an annual report on or before April 15 of each year.

7. Upon review of RDG's requests, the Staff concludes that the facts specific to RDG in this instance demonstrate good cause for the granting of an extension of the time to file its annual report regarding sewer utility service, primarily due to the special circumstances of RDG's misunderstanding of their obligation to file an annual report since they had no revenues or activities as a regulated entity in 2009 and RDG's current request to sell the assets of the sewer company.

8. The Staff notes that RDG's Application complies with the requirements of Rule 4 CSR 240-2.060(1).

WHEREFORE, the Staff respectfully reports that it has no objection to an order granting RDG Development, LLC an extension of time to file its annual reports, until September 15, 2010, and asks that the Commission direct RDG Development, LLC to attach the Commission's order in this case to its filing, whenever it takes place.

Respectfully submitted,

/s/ Rachel M. Lewis

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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 e-mailed to all counsel of record on this 4th day of August, 2010.

/s/ Rachel M. Lewis