

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

In the Matter of the Application of Elm Hills)
Utility Operating Company, Inc. and)
Missouri Utilities Company for Elm Hills to)
Acquire Certain Water and Sewer Assets of)
Missouri Utilities Company, for a Certificate)
Of Convenience and Necessity, and, in)
Connection therewith, to Issue Indebtedness)
And Encumber Assets)

Case No. SM-2017-0150

**NOTICE OF SETTLEMENT AND
JOINT WITHDRAWAL OF THE PROCEDURAL SCHEDULE**

COMES NOW the Staff of the Missouri Public Service Commission (Staff), Elm Hills Utility Operating Company, Inc. (Elm Hills or Company), and the Office of the Public Counsel (OPC), by and through counsel (collectively “the Parties), and for their *Notice of Settlement and Joint Withdrawal of the Procedural Schedule* in this matter hereby state:

1. On July 24, 2017, the Parties filed a *Joint Proposed Procedural Schedule*.
2. The Company and Staff have reached a Non-Unanimous Stipulation and Agreement that would resolve all pending issues in this matter. OPC has stated that it does not plan to object to the settlement.
3. Therefore, the parties respectfully withdraw the joint procedural schedule offered in this proceeding, and notify the Commission that a final, Non-Unanimous Stipulation and Agreement is forthcoming.

WHEREFORE, the Parties respectfully submit this *Notice of Settlement and Joint Withdrawal of the Procedural Schedule*; and grant such other and further relief as the Commission considers just in the circumstances.

Respectfully submitted,

/s/ Jacob T. Westen

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OFFICE OF THE PUBLIC COUNSEL

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed, hand-delivered, transmitted by facsimile, or electronically mailed to all parties and or counsel of record on this 1st day of August, 2017.

/s/ Jacob T. Westen