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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS  
Pre-Hearing Conference  
November 5, 2014  
200 Madison Street, Room 305  
Volume 1

In The Matter Of The Joint Application )  
Of West 16th Street Sewer Company, )  
W.P.C. Sewer Company, Village Water )  
And Sewer Company, Inc. and Raccoon )File No.  
Creek Utility Operating Company, Inc., )SM-2015-0014  
For Raccoon Creek To Acquire Certain )  
Sewer Assets And, In Connection Therewith, )  
Issue Indebtedness And Encumber Those Assets )

MICHAEL BUSHMANN, Presiding,  
SENIOR REGULATORY LAW JUDGE

Reported by:  
Julie K. Kearns, CCR 993  
Midwest Litigation Services  
3432 West Truman Boulevard, Suite 207  
Jefferson City, Missouri 65109  
(573) 636-7551

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APPEARANCES

For Raccoon Creek Utility Operating Company, Inc.:

Dean L. Cooper, Esq.  
BRYDON, SWEARENGEN & ENGLAND P.C.  
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For Office of the Public Counsel and the Public:

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Jefferson City, Missouri 65102

For Staff of the Missouri Public Service Commission:

Alex Antal, Esq.  
Kevin Thompson, Esq.  
MISSOURI PUBLIC SERVICE COMMISSION  
200 Madison Street, P.O. Box 360  
Jefferson City, Missouri 65102

Court Reporter:

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Midwest Litigation Services  
3432 West Truman Boulevard, Suite 207  
Jefferson City, Missouri 65109  
(573)636-7551

By Telephone: Kansas City Auditors

1 P R O C E E D I N G S

2 (Whereupon, the public hearing started at 10:01  
3 A.M.)

4 JUDGE BUSHMANN: Let's go on the record.  
5 Today's November 5, 2014 at ten o'clock A.M. The  
6 Commission has set this time for a prehearing conference  
7 in the case captioned as In the Matter of the Joint  
8 Application of West 16th Street Sewer Company, W.P.C.  
9 Sewer Company, Village Water and Sewer Company,  
10 Incorporated and Raccoon Creek Utility Operating Company,  
11 Incorporated for Raccoon Creek to Acquire Certain Sewer  
12 Assets and, in Connection Therewith, Issue Indebtedness  
13 and Encumber Those Assets.

14 My name is Michael Bushmann. I'm the Regulatory  
15 Law Judge assigned to this matter. Let's have attorneys  
16 make their entries for appearance. For Raccoon Creek  
17 Utility Operating Company.

18 MR. COOPER: Dean Cooper of Brydon, Swearingen &  
19 England, P.C., P.O. Box 456, Jefferson City, Missouri  
20 65102 on behalf of Applicant Raccoon Creek.

21 JUDGE BUSHMANN: Is there any representation  
22 from Village Water? Did someone just enter the  
23 conference?

24 UNIDENTIFIED SPEAKER: Kansas auditing staff.

25 JUDGE BUSHMANN: Thank you. Any representation

1 from the other three companies?

2 MR. COOPER: Not to my knowledge.

3 JUDGE BUSHMANN: Anybody here from Village Water  
4 and Sewer Company, W.P.C. Sewer Company or West 16th  
5 Street Sewer Company? Okay. And commission staff?

6 MR. ANTAL: For the Staff of Missouri Public  
7 Service Commission, Alex Antel and Kevin Thompson, P.O.  
8 Box 360, Jefferson City, Missouri 65102.

9 JUDGE BUSHMANN: And Office of Public Counsel.

10 MS. BAKER: Thank you. Christina Baker, P.O.  
11 Box 2230 Jefferson City, Missouri 65102 appearing on  
12 behalf of the Office of the Public Counsel and the  
13 customers.

14 JUDGE BUSHMANN: It seems like we have an  
15 unresolved dispute about some conditions and was the  
16 Staff's recommendation and also Office of Public Counsel's  
17 request of a local public hearing. So I'm assuming that  
18 it's -- at least for the time being we're going to need to  
19 set a procedural schedule. So I ask that the parties file  
20 a joint procedural schedule no later than next Wednesday,  
21 November 12 and I would hope that that would include a  
22 suggested date and location for the local public hearing.

23 I know that there's an interest in getting that  
24 done quickly and I'm happy to accommodate that with the  
25 Commission's schedule to see how that works. It also

1 should include dates for witness testimony, list of issues  
2 and witnesses, the order of witnesses, joint stipulations  
3 of facts, position statements, briefs for evidentiary  
4 hearing and briefs. And I understand there was a similar  
5 case with the same disputed issues that recently settled.  
6 Hopefully we'll have a similar result in this case. I'll  
7 wait and see what you all come up with.

8 Does anybody have anything that needs to be  
9 discussed on the record before we go off the record?

10 Okay. Hearing none, we're off the record.

11 (Proceedings concluded at 10:04 A.M.)

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<p style="text-align: center;"><b>A</b></p> <p><b>above-entitled</b> 6:7</p> <p><b>accommodate</b> 4:24</p> <p><b>Acquire</b> 1:14 3:11</p> <p><b>Alex</b> 2:12 4:7</p> <p><b>Antal</b> 2:12 4:6</p> <p><b>Antel</b> 4:7</p> <p><b>anybody</b> 4:3 5:8</p> <p><b>appearance</b> 3:16</p> <p><b>APPEARANC...</b> 2:1</p> <p><b>appearing</b> 4:11</p> <p><b>Applicant</b> 3:20</p> <p><b>Application</b> 1:12 3:8</p> <p><b>Assets</b> 1:15,15 3:12,13</p> <p><b>assigned</b> 3:15</p> <p><b>assuming</b> 4:17</p> <p><b>attorneys</b> 3:15</p> <p><b>auditing</b> 3:24</p> <p><b>Auditors</b> 2:21</p> <p><b>Avenue</b> 2:5</p> <p><b>A.M</b> 3:3,5 5:11</p> <hr/> <p style="text-align: center;"><b>B</b></p> <p><b>Baker</b> 2:8 4:10 4:10</p> <p><b>behalf</b> 3:20 4:12</p> <p><b>Boulevard</b> 1:23 2:18</p> <p><b>Box</b> 2:13 3:19 4:8 4:11</p> <p><b>briefs</b> 5:3,4</p> <p><b>Brydon</b> 2:4 3:18</p> <p><b>Bushmann</b> 1:18 3:4,14,21,25 4:3,9,14</p> <hr/> <p style="text-align: center;"><b>C</b></p> <p><b>C</b> 3:1</p> 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