

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

In the Matter of R.D. Sewer Company,)
L.L.C.'s Small Company Rate Increase)

Case No. SR-2009-0226

REVISED STAFF RECOMMENDATION ON TARIFF COMPLIANCE

COMES NOW the Staff of the Missouri Public Service Commission ("Staff"), through the undersigned counsel, and for this *Revised Staff Recommendation* respectfully states to the Missouri Public Service Commission ("Commission") the following:

1. On August 13, 2009, R.D. Sewer Company, L.L.C. ("R.D. Sewer") filed revised tariff sheets pursuant to the Commission's August 5, 2009 *Order Approving Unanimous Disposition Agreement And Authorizing Tariff Filing*.

2. On the same day, the Commission issued an *Order Directing Staff To File A Recommendation And Setting Deadline For Responses*, allowing until August 24, 2009, for Staff to file a recommendation as to whether the tariff sheets are in compliance with the Commission's August 5th *Order*.

3. On August 21, 2009, Counsel for Staff filed the *Staff Recommendation On Tariff Compliance*, which inadvertently failed to include information on R.D. Sewer's revised tariff sheet P.S.C. MO. No. 1, 2nd Revised Sheet No. 9, canceling P.S.C. MO. No. 1, 1st Revised Sheet No. 9.

4. James M. Russo, Rate and Tariff Examination Supervisor, has examined R.D. Sewer's revised tariff sheets, P.S.C. MO. No. 1, 4th Revised Sheet No. 7, canceling P.S.C. MO. No.1, 3rd Revised Sheet No. 7; P.S.C. MO. No. 1, Original Sheet No. 7a; P.S.C. MO. No. 1, 2nd Revised Sheet No. 8, Canceling P.S.C. MO. No. 1, 1st Revised Sheet No. 8; and P.S.C. MO. No. 1 2nd Revised Sheet No. 9, Canceling P.S.C. MO. No. 1, 1st Revised Sheet No. 9, and states that to the best of his knowledge, information, and belief, the revised

sheets comply with the Commission's *Order Approving Unanimous Disposition Agreement And Authorizing Tariff Filing*. See *Affidavit Of James M. Russo* attached hereto.

5. The Commission has the authority pursuant to Sections 393.140 (11) and 393.150 RSMo (2000) to approve the proposed tariff revisions.

WHEREFORE, the Staff recommends that the Missouri Public Service Commission issue an order approving the revised tariff sheets currently pending in Tariff File No. YS-2010-0082 with an effective date of September 12, 2009:

P.S.C. MO. No. 1, 4th Revised Sheet No. 7, canceling P.S.C. MO. No.1, 3rd Revised Sheet No. 7; P.S.C. MO. No. 1, Original Sheet No. 7a; P.S.C. MO. No. 1, 2nd Revised Sheet No. 8, Canceling P.S.C. MO. No. 1, 1st Revised Sheet No. 8; and P.S.C. MO. No. 1 2nd Revised Sheet No. 9, Canceling P.S.C. MO. No. 1, 1st Revised Sheet No. 9.

Respectfully Submitted,

/s/ Jennifer Hernandez

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served via electronic mail on Terry C. Allen, attorney for R.D. Sewer, L.L.C., at terry@tcallenlawoffices.com, and The Office of Public Counsel of the State of Missouri, at opcservice@ded.mo.gov this 25th day of August, 2009.

/s/ Jennifer Hernandez