

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

In the Matter of the Small Company Rate Increase,     )  
Of Timber Creek Sewer Company                             )

**File No. SR-2010-0320**

## **ORDER GRANTING MOTIONS AND ADMITTING LATE-FILED EXHIBITS**

Issue Date: February 23, 2011

Effective Date: February 23, 2011

On January 13, 2011, at the Commission's direction during the evidentiary hearing, the Commission's Staff late-filed an exhibit from Staff's witness Shana Atkinson explaining how the embedded cost of capital was determined in Staff's accounting schedules. This exhibit is marked as Exhibit Number 27.

On February 3, 2011, as a follow-up to testimony adduced at the evidentiary hearing, the Commission's Staff late-filed an exhibit from Staff's witness V. William Harris, verifying the amount of Timber Creek Sewer Company's rate case expense for this matter through the date of January 31, 2011. This exhibit is marked as Exhibit Number 28.

On February 9, 2011, Timber Creek Sewer Company filed a motion seeking leave to late-file its proposed findings of fact and conclusions of law. Timber Creek attached its proposed findings and conclusions to its motion.

No party has filed a responsive pleading or objected to these filings in the time period allowed by Commission rule. Consequently, the Commission will grant the unopposed motion and receive the late-filed exhibits into the record.

**THE COMMISSION ORDERS THAT:**

1. Staff's late-filed exhibits, Exhibit Numbers 27 and 28, as described in the body of this order, are admitted and received into the record.
2. Timber Creek Sewer Company's motion to late-file its proposed findings of fact and conclusions of law is granted.
3. This order is effective immediately upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

(S E A L)

Harold Stearley, Senior Regulatory Law Judge,  
by delegation of authority pursuant to  
Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 23rd day of February, 2011.