

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

In the Matter of the Request of LW Sewer Corporation )  
for a Rate Increase Pursuant to the Commission's ) **Case No. SR-2005-0338**  
Small Company Rate Increase Procedure )

## **ORDER DIRECTING FILING**

On March 31, 2005, LW Sewer Corporation filed revised tariff sheets effective May 1. In addition to the tariffs, LW Sewer sent a cover letter.

That letter stated that LW Sewer, the Staff of the Commission, and the Office of the Public Counsel signed an Agreement Regarding Disposition of Small Sewer Company Rate Increase Request (Disposition Agreement). The letter also states that Staff will file the agreement. Thus the Commission will order Staff to file the agreement and a pleading regarding the agreement and tariffs.

The Commission notes that this case arises from LW Sewer's May 3, 2004 letter to the Commission. Commission Rule 4 CSR 240-3.330(1)(F) states that a company filing a letter that asks for a small sewer company increase must reach an agreement and file tariffs within 150 days of the date of the letter.

That same rule allows the company to consent to more time to reach an agreement. The rule, however, requires the company to include written consent with its tariff. LW Sewer has not included written consent. The Commission will order LW Sewer to do so.

**IT IS THEREFORE ORDERED:**

1. That the Staff of the Missouri Public Service Commission shall file the parties' Agreement Regarding Disposition of Small Sewer Company Rate Increase Request (Disposition Agreement) and a Recommendation no later than April 15, 2005.
2. That the Office of the Public Counsel may respond to LW Sewer Corporation's tariff no later than April 15, 2005.
3. That LW Sewer Corporation shall file written consent of the 150-day extension in Commission Rule 4 CSR 240-3.330(1)(F) no later than April 15, 2005.
4. That this order shall become effective on April 11, 2005.

**BY THE COMMISSION**

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Ronald D. Pridgin, Regulatory Law  
Judge, by delegation of authority  
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 11th day of April, 2005.