

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

In the Matter of Request for Increase)
in Annual Sewer Operating Revenues by)
R.D. Sewer Company, L.L.C.) File No. SR-2012-0263

ORDER EXTENDING FILING DATE FOR DISPOSITION AGREEMENT

Issue Date: April 11, 2012

Effective Date: April 11, 2012

The Missouri Public Service Commission is granting the *Motion to Extend Filing of Disposition Agreement* (“motion”).

The Commission’s regulation allows a 60-day extension of time to file an agreement, for at least partial disposition between Staff and the applicant, if Staff and the applicant agree:

The staff and the small utility may agree that the deadlines set out in sections (9), (10) and (11) be extended for up to two (2) months. If an extension is agreed upon, the staff shall file a written agreement regarding the extension and an updated timeline reflecting the extension in the case file. [1]

Staff filed the motion,² including a revised timeline, and representing that the applicant agrees to the extension.

A written agreement to the extension is required under the regulation, but not as a requirement for granting the motion, because the regulation does not require a motion. Further, for a small entity that cannot represent itself before the Commission,³ the requirement may involve the undue hardships that the regulation is intended to avoid. Therefore, the Commission will not deny the motion for lack of a written agreement with the applicant to the extension.

¹ 4 CSR 240-3.050(12).

² On April 11, 2012.

³ 4 CSR 240-2.040(5).

THE COMMISSION ORDERS THAT:

1. The *Motion to Extend Filing of Disposition Agreement* is granted.
2. The time for filing a full or partial disposition agreement between at least Staff and R.D. Sewer Company, L.L.C. is extended by 60 days to August 28, 2012.
3. This order shall be effective immediately upon issuance.

BY THE COMMISSION



Steven C. Reed
Secretary

(S E A L)

Daniel Jordan, Senior 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, 2011.